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NORMA GONSALVES,  
Presiding Officer

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RULES COMMITTEE

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NORMA GONSALVES, Chairwoman

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1550 Franklin Avenue  
Mineola, New York

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Monday, May 4, 2015  
1:17 P.M

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A P P E A R A N C E S:

NORMA GONSALVES,  
Chairwoman

RICHARD NICOLELLO, (substituted by  
Vice Chairman Steven Rhoads)

DENNIS DUNNE

HOWARD KOPEL

KEVAN ABRAHAMS,  
Ranking

JUDY JACOBS

CARRIE SOLAGES

WILLIAM J. MULLER, III  
Clerk of the Legislature

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LIST OF SPEAKERS

BOB McMANUS, District Attorney's Office...	21
ED EISENSTEIN, IT Department.....	24
LOUIE MENDEZ, public comment.....	30
META MEREDAY, public comment.....	32
KEN ARNOLD, Nassau County Department of Public Works.....	36
HENRY BOITEL, public comment.....	44
JEFF LINDGREN, Department of Public Works.....	47
RICH IADENVARO, Department of Public Works.....	61
ROSEANN D'ALLEVA, OMB.....	67
JOHN BUDNICK, public comment.....	89
FRANCIS IANNUCCI, Deputy County Clerk.....	98
LISA LOCURTO, County Attorney's Office...	101
EILEEN KRIEB, Department of Parks, Recreation and Museums.....	105
CONNIE PETRUCCI.....	106
DEPUTY CHIEF CANAVAN, Nassau County Police Department, support services.....	118
BRIAN SCHNEIDER, Nassau County Department of Public Works.....	125
DAVE RICH, Deputy Director, TPVA.....	134
GREG STEPHANOFF, Sergeant, Nassau County Police Department.....	180

1  
2  
3  
4  
5  
6  
7  
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11  
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25

INSERTS

Public Safety Committee

Clerk Items 149, 157, 176, 179; 5-4-15  
Pages 136-141

Planning Committee

Clerk Items 140, 158, 161; 5-4-15  
Page 141-160

Health and Social Services Committee

Clerk Items 148, 150, 151, 153, 156; 5-4-15  
Pages 160-165

Finance Committee

Clerk Items 141, 142, 143, 144, 145,  
146, 147, 155, 159, 160, 162-170,  
173, 174, 177, 178, 180, 188; 5-4-15  
Pages 165-178

1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: Will my  
3 colleagues please join me in the chamber for  
4 the Pledge of Allegiance, and will  
5 Legislator Dunne please lead us in the  
6 Pledge of Allegiance?

7 (The Pledge of Allegiance was  
8 recited.)

9 CHAIRWOMAN GONSALVES: Before we  
10 sit, I'm going to ask you all for a moment  
11 of silence for Police Officer Brian Moore  
12 who did not manage to survive. He just  
13 passed.

14 (A moment of silence was  
15 observed.)

16 CHAIRWOMAN GONSALVES: Thank you  
17 very much.

18 LEGISLATOR ABRAHAMS: I was going  
19 to mentioned Police Officer Moore but also  
20 Jim Reed who worked for the county also  
21 passed as well.

22 CHAIRWOMAN GONSALVES: A moment  
23 of silence for Jim Reed. He was employed by  
24 the county for a number of years.  
25 Unfortunately he passed as well, so a moment

1 Rules Committee/5-4-15

2 of silence.

3 (A moment of silence was  
4 observed.)

5 CHAIRWOMAN GONSALVES: Thank you  
6 very much. Today is the committee day. We  
7 always begin with the Rules Committee, the  
8 contract portion of the Rules Committee, and  
9 then we recess and move on to the other  
10 committees that are scheduled to be called  
11 today.

12 Mr. Muller, please call the roll.

13 CLERK MULLER: Legislator  
14 Solages?

15 LEGISLATOR SOLAGES: Here.

16 CLERK MULLER: Legislator Jacobs?

17 LEGISLATOR JACOBS: Here.

18 CLERK MULLER: Ranking Member

19 Abrahams?

20 LEGISLATOR ABRAHAMS: Here.

21 CLERK MULLER: Legislator Kopel?

22 LEGISLATOR KOPEL: Here.

23 CLERK MULLER: Legislator Dunne?

24 LEGISLATOR DUNNE: Here.

25 CLERK MULLER: Legislator Rhoads

1 Rules Committee/5-4-15  
2 substituting for Vice Chairman Nicoletto?

3 LEGISLATOR RHOADS: Here.

4 CLERK MULLER: Chairwoman  
5 Gonsalves?

6 CHAIRWOMAN GONSALVES: Present.

7 CLERK MULLER: We have a quorum.

8 LEGISLATOR ABRAHAMS: Madam  
9 Presiding Officer?

10 CHAIRWOMAN GONSALVES: Yes, sir.

11 LEGISLATOR ABRAHAMS: Before we  
12 begin the meeting, I actually have a  
13 statement that I would like to read or  
14 present to the legislature.

15 I know we are getting ready to  
16 consider the Rules contracts, as we always  
17 do in the first part of Rules. I want to  
18 notify you, 13 days ago, this side of the  
19 aisle presented a bill which would have  
20 disclosed how lobbyists and consultants,  
21 officers of political parties, if they have  
22 any contact with county officials. To this  
23 day, our bill has not been heard.

24 On Thursday of last week, we  
25 presented to yourself, we copied, I believe

1 Rules Committee/5-4-15

2 the County Executive, on hearings regarding  
3 the AbTech situation, as well as Senator  
4 Skelos and his son, Adam Skelos. To this  
5 day, we have not heard anything.

6 To me, it is reckless as well as  
7 unconscionable that on the day that Senator  
8 Skelos has been charged with a criminal  
9 complaint, as well as his son, that we would  
10 go forward with the contract process that  
11 does not have any disclosures in place.

12 I'm requesting that we table this  
13 matter and call a moratorium on all county  
14 contracts until we can get to a point where  
15 we have a disclosure bill. Many of these  
16 contracts we do not know where and how they  
17 get here to the floor.

18 To me, again, it is  
19 unconscionable that we were to go forward  
20 and present these contracts and vote on  
21 these contracts knowing, not just what we  
22 have known for the last two weeks, but what  
23 we have known now for the last hour or two.

24 So I request that at this time we  
25 table all of the contracts so that we can



1 Rules Committee/5-4-15

2 place a proper disclosure bill, or even if  
3 you have your own bill, we would love to  
4 entertain and see your bill.

5 To this date, we have not seen  
6 any bill from the Republicans, the majority,  
7 we have not seen any bill being presented  
8 for a vote. I could not see in any good  
9 faith that we would go forward in doing any  
10 contracts today that do not have the proper  
11 disclosure in place.

12 LEGISLATOR JACOBS: I second that  
13 call at the table.

14 CHAIRWOMAN GONSALVES: There is  
15 nothing on the floor. There is absolutely  
16 nothing on the floor.

17 I have a comment. First of all,  
18 I don't believe it's in our best interests  
19 to shut down the government by not calling  
20 contracts.

21 Second of all, as far as the  
22 lobbying registration legislation is  
23 concerned, I have received your version of  
24 it and the county executive's version. We  
25 are doing our due diligence and, when we are

1 Rules Committee/5-4-15

2 prepared to present a piece of legislation,  
3 we shall do it.

4 In the mean time, I think we owe  
5 it to everyone to make sure that whatever we  
6 pass is able to be enforced and, not only  
7 enforced, but be processed through the  
8 proper channels. I'm not going to debate.

9 LEGISLATOR ABRAHAMS: This  
10 deserves a debate because, to me, the way I  
11 look at it is, can you speak for certain  
12 that based off the US Attorney's complaint  
13 that was filed today, that there are no  
14 other AbTech situations in this county or  
15 any other contract that is before us today?  
16 Can you speak for 100 percent certainty that  
17 that is the case? I know I can't.

18 CHAIRWOMAN GONSALVES: I'm sorry.  
19 I'm going to tell you right now. I do -- I  
20 believe my committee does due diligence as  
21 far as vetting the contracts. We have done  
22 that with every single one of them.

23 LEGISLATOR ABRAHAMS: Then what  
24 happened with AbTech?

25 CHAIRWOMAN GONSALVES: Hold on.

1 Rules Committee/5-4-15

2 I'm not finished. When there is questions,  
3 we ask the questions. Not at the time it's  
4 presented, but before, so that we can decide  
5 whether or not we are going to put those  
6 contracts on. There have been times when we  
7 have not gotten the questions and we did not  
8 receive the satisfactory answers and so the  
9 contracts are not put before us, and  
10 probably so today as well.

11 Without due diligence on the part  
12 of the administration, we are not going to  
13 just pass through contracts. I'm not going  
14 to be a party to shutting down the  
15 government by not entertaining the contracts  
16 today. You are doing that.

17 LEGISLATOR ABRAHAMS: Madam  
18 Presiding Officer, we are not asking for  
19 government to be shut down. We are asking  
20 for the -- if our bill was considered 13  
21 days ago, or presented your own bill, maybe  
22 you didn't feel there was a need for the  
23 bill, but if a bill would have been  
24 presented to this legislature, we would have  
25 been happy to discuss it with you. It's

1 Rules Committee/5-4-15

2 been 13 days. I guess Mr. Skelos and his  
3 son actually need to go to prison before we  
4 actually consider a bill.

5 CHAIRWOMAN GONSALVES: I'm sorry  
6 you don't think our way of doing things is  
7 not satisfactory to you. I'm telling you  
8 right now --

9 LEGISLATOR ABRAHAMS: You don't  
10 have a bill.

11 CHAIRWOMAN GONSALVES: You  
12 submitted legislation, the County Executive  
13 submitted legislation, and we are doing our  
14 due diligence by analyzing each. If neither  
15 one is satisfactory, then --

16 LEGISLATOR ABRAHAMS: But it  
17 comes back to my point. How can you speak  
18 with certainty that any of these contracts  
19 that you are getting ready to vote on, do  
20 not fall under the same area as AbTech? How  
21 can you do that?

22 CHAIRWOMAN GONSALVES: Minority  
23 Leader Abrahams, as you just pointed out,  
24 the situation with the senate majority  
25 leader and whoever else is involved is in

1 Rules Committee/5-4-15

2 the hands of law enforcement. Let it play  
3 out and let us see.

4 LEGISLATOR ABRAHAMS: No, I'm  
5 sorry. We can't let that play out.

6 CHAIRWOMAN GONSALVES: I'm sorry.  
7 I'm sorry, then you have a problem.

8 LEGISLATOR ABRAHAMS: We all  
9 should have a problem.

10 CHAIRWOMAN GONSALVES: If you  
11 have any information on any other contract,  
12 bring it forth.

13 LEGISLATOR ABRAHAMS: Madam  
14 Presiding Officer, that was part of the  
15 problem. We didn't find out about it until  
16 the U.S. attorney presented it to us. I  
17 mean, I would love to think that the U.S.  
18 attorney is looking into all the contracts,  
19 but that's not the case. We don't know. We  
20 have to govern ourselves.

21 The way we govern ourselves is to  
22 make sure we have a transparent process  
23 which provides that all of the disclosures  
24 are made, whether they are made by the  
25 lobbyists, consultants, officers of a

1 Rules Committee/5-4-15

2 particular company, that is our  
3 responsibility. That bill is not in place  
4 so we need to make sure we have some type of  
5 process moving forward.

6 CHAIRWOMAN GONSALVES: Listen to  
7 me, Minority Leader Abrahams. The process  
8 has been in place for many years.

9 LEGISLATOR ABRAHAMS: No, it's  
10 not. That's not true.

11 CHAIRWOMAN GONSALVES: I'm sorry.  
12 Don't tell me it's not true. Hold on.

13 LEGISLATOR ABRAHAMS: Do not fool  
14 the public because you know full well there  
15 is no process that we have full disclosure  
16 of the principal of lobbyists and  
17 consultants.

18 CHAIRWOMAN GONSALVES: We're not  
19 talking about the same thing. I'm talking  
20 about the contract process.

21 LEGISLATOR ABRAHAMS: Lobbyist  
22 and consultants.

23 CHAIRWOMAN GONSALVES: The  
24 contract process has been approved by both  
25 sides of the Legislature for God knows how

1 Rules Committee/5-4-15

2 many years. You have said your peace.

3 I'm telling you right now, when  
4 we are ready to present a lobbying  
5 registration piece of legislation, we shall  
6 do it, but we are not going to hold the  
7 contracts hostage.

8 LEGISLATOR ABRAHAMS: So, let me  
9 make sure I understand this correctly. You  
10 are prepared to vote for contracts though  
11 they could fall into the same type of  
12 concerns that AbTech has?

13 CHAIRWOMAN GONSALVES: I'm sorry.

14 LEGISLATOR ABRAHAMS: It's the  
15 legality. None of these contracts have been  
16 disclosed properly.

17 CHAIRWOMAN GONSALVES: There is  
18 no other reason to believe otherwise. I'm  
19 sorry. That's the way it is and that's the  
20 way we're going to go.

21 LEGISLATOR ABRAHAMS: I find that  
22 very uncomfortable and very uneasy.

23 CHAIRWOMAN GONSALVES: I'm moving  
24 on. If you want, you can vote against the  
25 contracts, but I'm moving on. You can do

1 Rules Committee/5-4-15

2 whatever you want.

3 LEGISLATOR ABRAHAMS: I'm sorry,  
4 Legislator Solages. This marks a very sad  
5 day because, in light of everything that we  
6 know --

7 CHAIRWOMAN GONSALVES: No, you  
8 don't everything.

9 LEGISLATOR ABRAHAMS: Yes, we do.

10 CHAIRWOMAN GONSALVES: I'm sorry,  
11 Kevan, I'm not going to have a debate. I  
12 gave the minority leader his time. I'm not  
13 going to have a debate.

14 LEGISLATOR ABRAHAMS: I'm not  
15 saying we know everything. What I'm saying  
16 is --

17 CHAIRWOMAN GONSALVES: For 18 or  
18 20 years, that's what we --

19 LEGISLATOR ABRAHAMS: What we  
20 know today about AbTech as well as what we  
21 know about what's going on in the county, if  
22 you have read the complaint, I cannot  
23 believe that anybody would just go forward  
24 and not have the proper disclosures in  
25 place. To me --



1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: I'm going  
3 to have the final word. It seems to me and  
4 I think the members of this body, that there  
5 is a particular contract that is in  
6 question. It doesn't mean that every other  
7 contract before us will be questionable as  
8 well. I would like to move on.

9 LEGISLATOR ABRAHAMS: I would  
10 like to think we are having a healthy  
11 discussion, but what I'm trying to say --

12 CHAIRWOMAN GONSALVES: There's  
13 one contract at issue.

14 LEGISLATOR ABRAHAMS: The reason  
15 why that contract is an issue is because  
16 none of the lobbying, the consulting, the  
17 officers, none of that was disclosed. We  
18 need to change that. The way we change that  
19 is by considering our bill or if you have  
20 your own bill.

21 But, either way, we need to have  
22 that information disclosed. The way we  
23 change that is if you put up the bill before  
24 us.

25 CHAIRWOMAN GONSALVES: Listen to

1 Rules Committee/5-4-15

2 me, and just what I said to you before, when  
3 we are ready to put forth a bill that is  
4 palatable to all of us, we shall do it.

5 In the mean time, we are going to  
6 go forward with the Rules Committee and,  
7 without any further ado, we will call the  
8 first contract. That's contract A-12.

9 LEGISLATOR ABRAHAMS: So,  
10 basically we are advocating for the same  
11 process that got us to this point.

12 LEGISLATOR SOLAGES: Basically  
13 it's business as usual.

14 CHAIRWOMAN GONSALVES: Then it's  
15 the same process that got us here for 20  
16 years then if that's the case.

17 LEGISLATOR ABRAHAMS: But, Madam  
18 Presiding Officer, that's what I'm trying to  
19 tell you. The bottom line is, not having  
20 the disclosure bill in place, we're just  
21 going along to get along to continue  
22 business as usual.

23 CHAIRWOMAN GONSALVES: That's not  
24 so and you know it.

25 LEGISLATOR ABRAHAMS: Yes, it is.

1 Rules Committee/5-4-15

2 Do you agree that we need a disclosure bill?  
3 Because maybe we're on two different  
4 subjects.

5 CHAIRWOMAN GONSALVES: We're  
6 analyzing both of them, Kevan, and you  
7 should be satisfied with that. And if I'm  
8 not going to just sit here and say we'll  
9 pass this bill or that bill without due  
10 diligence.

11 LEGISLATOR ABRAHAMS: We had 13  
12 days of due diligence.

13 CHAIRWOMAN GONSALVES: I need to  
14 know it's going to work.

15 LEGISLATOR ABRAHAMS: We had 13  
16 days.

17 CHAIRWOMAN GONSALVES: Oh, come  
18 on.

19 LEGISLATOR ABRAHAMS: How much  
20 more time do you need? Do you know that,  
21 that this Rules Committee has voted on  
22 hundreds of millions of dollars of  
23 contracts?

24 CHAIRWOMAN GONSALVES: That's  
25 right. Yes.

1 Rules Committee/5-4-15

2 LEGISLATOR ABRAHAMS: How do you  
3 know that each and every one of them should  
4 have been disclosed properly?

5 LEGISLATOR SOLAGES: Nassau  
6 families deserve that transparency.

7 CHAIRWOMAN GONSALVES: Again,  
8 Kevan, listen and listen carefully.

9 LEGISLATOR SOLAGES: There are  
10 families that are struggling here. We can't  
11 afford to have business as usual.

12 CHAIRWOMAN GONSALVES: You are  
13 not recognized, Carrie. We're going to move  
14 on and we will put before this body a law  
15 that can be enforced and that's it. We are  
16 talking about one issue that has made a  
17 particular issue for lobbying registration.  
18 I'm sorry. That's it.

19 Contract A-12, a contract with  
20 purchasing and General Technologies, Inc.  
21 Motion, please.

22 LEGISLATOR DUNNE: So moved.

23 LEGISLATOR KOPEL: Second.

24 CHAIRWOMAN GONSALVES: Moved by  
25 Legislator Dunne, seconded by Legislator

1 Rules Committee/5-4-15

2 Kopel. Who is here to speak on this  
3 particular contract?

4 MR. MCMANUS: Bob McManus,  
5 District Attorney's Office. The District  
6 Attorney's Office recently implemented a  
7 conversion to the JustWare Case Management  
8 System. JustWare replaced an outdated  
9 mainframe system. JustWare was selected by  
10 the way after a formal bidding process and  
11 was approved by the Rules Committee.

12 Journal Technologies is the  
13 proprietor of the system software and this  
14 purchase order is for service and  
15 maintenance for JustWare on an annual basis  
16 as well as upgrades that might be necessary  
17 as we become more familiar with the system  
18 that was just installed.

19 LEGISLATOR DUNNE: Madam Chair?

20 CHAIRWOMAN GONSALVES: Hold on.  
21 Legislator Dunne.

22 LEGISLATOR DUNNE: The present  
23 rules of disclosure in the legislature as we  
24 sit now says that we should have the names  
25 of the principals and the board members and

1 Rules Committee/5-4-15

2 we do. So, I thank you for submitting this.

3 CHAIRWOMAN GONSALVES: Minority  
4 Leader Abrahams.

5 LEGISLATOR ABRAHAMS: How are  
6 you, Mr. McManus?

7 MR. MCMANUS: Good.

8 CHAIRWOMAN GONSALVES: Let me ask  
9 you a couple of things first. I appreciate  
10 the fact that you have kept in line with the  
11 current procedure as we see it.

12 However, the current procedure  
13 was followed on the AbTech situation which  
14 I'm sure you are familiar with as well.

15 So I want to go a couple of steps  
16 further. Was there any lobbying done to  
17 your office, to the office of purchasing for  
18 any outside consultants for this particular  
19 contract?

20 MR. MCMANUS: No, sir.

21 LEGISLATOR ABRAHAMS: None to  
22 your knowledge?

23 MR. MCMANUS: None to my  
24 knowledge.

25 CHAIRWOMAN GONSALVES: Any other

1 Rules Committee/5-4-15

2 questions or comments on this item, and any  
3 public comment?

4 LEGISLATOR ABRAHAMS: Sorry. I  
5 just want to say that obviously we will be  
6 voting no for your contract. It has nothing  
7 to do with the services that you provided.  
8 I truly believe that the district attorney  
9 as well as General Technologies will provide  
10 a great service to the county.

11 However, in light of the fact  
12 that we do not have a proper disclosure  
13 bill, we will be voting no on all these  
14 contracts today.

15 So, I thank you for being here  
16 today and, again, this is not an implication  
17 of anything you have done or Journal  
18 Technologies or anything to that matter.

19 MR. MCMANUS: Thank you, sir.

20 LEGISLATOR ABRAHAMS: Thank you.

21 CHAIRWOMAN GONSALVES: Any public  
22 comment regarding this contract?

23 (No verbal response.)

24 There being none, all those in  
25 favor of Contract A-12 signify by saying

1 Rules Committee/5-4-15

2 aye.

3 (Aye.)

4 All those opposed?

5 (Nay.)

6 The contract passes four to  
7 three.

8 Next contract is A-14, contract  
9 with IT and Tyler Technologies.

10 Motion, please.

11 LEGISLATOR KOPEL: So moved.

12 LEGISLATOR DUNNE: Second.

13 CHAIRWOMAN GONSALVES: Moved by  
14 Legislator Kopel, seconded by Legislator  
15 Dunne.

16 Who do we have to speak on this  
17 item? Mr. Eisenstein.

18 MR. EISENSTEIN: Yes. Hello. Ed  
19 Eisenstein from the IT Department. How are  
20 you? This is the Tyler maintenance  
21 contract.

22 CHAIRWOMAN GONSALVES: Any  
23 questions? Legislator Abrahams.

24 LEGISLATOR ABRAHAMS: How are  
25 you, sir?



1 Rules Committee/5-4-15

2 MR. EISENSTEIN: Very good.

3 LEGISLATOR ABRAHAMS: Can you  
4 explain to me the selection process on how  
5 Tyler Technologies was selected?

6 MR. EISENSTEIN: Absolutely.  
7 First I would like to say that Tyler was  
8 selected before I was commissioner here, but  
9 our general selection situation is we go to  
10 RFP and there is a selection group that is  
11 adhered to, and they go through the six  
12 month process of selecting the correct  
13 vendor and going through the seven steps of  
14 being able to have that approved before  
15 anything goes out.

16 LEGISLATOR ABRAHAMS: I'm sorry.  
17 I thought you were done.

18 MR. EISENSTEIN: And then we're  
19 very scrutinized on every level of  
20 government in terms of all of our contracts.

21 LEGISLATOR ABRAHAMS: Who is on  
22 the selection panel?

23 MR. EISENSTEIN: At the time I  
24 don't know. I can get that information to  
25 you when that was originally selected.

1 Rules Committee/5-4-15

2 LEGISLATOR ABRAHAMS: To your  
3 knowledge, has there been any contract with  
4 Tyler Technologies and the county before  
5 their contract was awarded?

6 MR. EISENSTEIN: Not to my  
7 knowledge, no. And, again, that was in  
8 place before this administration came in.

9 LEGISLATOR ABRAHAMS: But today  
10 we are voting on a renewal?

11 MR. EISENSTEIN: Yes.

12 LEGISLATOR ABRAHAMS: So, has  
13 there been any discussion, as the previous  
14 renewal would have been expiring, is there  
15 any discussions as they were getting their  
16 renewal?

17 MR. EISENSTEIN: No, there was  
18 not. Of course not.

19 LEGISLATOR ABRAHAMS: Is there  
20 any communication, any emails, any letters  
21 that Tyler Technologies would have provided  
22 to the county?

23 MR. EISENSTEIN: Not that I'm  
24 aware of.

25 LEGISLATOR ABRAHAMS: Outside the

1 Rules Committee/5-4-15

2 course of business, of course?

3 MR. EISENSTEIN: Not that I'm  
4 aware of, no.

5 LEGISLATOR ABRAHAMS: Thank you.

6 CHAIRWOMAN GONSALVES: Mr.  
7 Eisenstein, is this a sole source contract?

8 MR. EISENSTEIN: Yes, for that  
9 particular software.

10 CHAIRWOMAN GONSALVES: Which  
11 means?

12 MR. EISENSTEIN: That they are  
13 the only ones who have the ability of  
14 supporting this.

15 CHAIRWOMAN GONSALVES: And  
16 therefore does not need to go out to?

17 MR. EISENSTEIN: To RFP.

18 CHAIRWOMAN GONSALVES: Thank you  
19 very much. Legislator Dunne.

20 LEGISLATOR DUNNE: My district is  
21 the most diverse population in the entire  
22 county. There's more languages spoken in my  
23 district than any other district in the  
24 county. I'm wondering if we do seek out the  
25 monies for the minority business owners when

1 Rules Committee/5-4-15

2 we do our contract with your department.

3 MR. EISENSTEIN: Certainly if a  
4 minority has the ability of doing the work  
5 and certainly we seek that out regularly.  
6 There is quite a bit of information that  
7 goes into that regularly when we put that  
8 out. Also, there are templates in there  
9 from county attorney that regularly speaks  
10 to that going forward.

11 LEGISLATOR DUNNE: Thank you.

12 CHAIRWOMAN GONSALVES: Minority  
13 Leader Kevan Abrahams.

14 LEGISLATOR ABRAHAMS: Thank you,  
15 Madam Chair. I have a quick question to  
16 follow-up. You just mentioned to Madam  
17 Presiding Officer Gonsalves that this was a  
18 sole source contract.

19 But, I believe in your opening  
20 testimony when I was asking you, you had  
21 said it went out through all the processes  
22 and the RFP process.

23 MR. EISENSTEIN: Again, this was  
24 created before I got here. At the  
25 beginning, it was an RFP when this contract

1 Rules Committee/5-4-15

2 was first --

3 LEGISLATOR ABRAHAMS: Initially?

4 MR. EISENSTEIN: Initially it was  
5 an RFP. But I can get you that information.  
6 I reviewed it at some point.

7 LEGISLATOR ABRAHAMS: So, I'm  
8 just curious, who made the determination for  
9 it to be a sole source?

10 MR. EISENSTEIN: I guess everyone  
11 on my team. The technical people that were  
12 involved in this project.

13 LEGISLATOR ABRAHAMS: And how did  
14 you come to that conclusion?

15 MR. EISENSTEIN: The way the  
16 software has been done, and I can go through  
17 that with you. There is proprietary  
18 information on how that software was built  
19 and how we use it in the county that only  
20 this particular vendor knows. So it's been  
21 customized over the years you can imagine to  
22 adjust to our needs.

23 LEGISLATOR ABRAHAMS: Thank you,  
24 Mr. Eisenstein.

25 CHAIRWOMAN GONSALVES: Any public

1 Rules Committee/5-4-15

2 comment on this item? Mr. Mendez, is it on  
3 this item?

4 MR. MENDEZ: Yes.

5 CHAIRWOMAN GONSALVES: Did you  
6 submit a slip? No? If it's on an item and  
7 you wish to speak you can fill out a slip,  
8 but I will call you anyway. But after  
9 please fill out a slip.

10 MR. MENDEZ: Lou Mendez, 36 Hart  
11 Lane, Westbury, New York. I appreciate the  
12 comments by Legislator Dunne regarding the  
13 diversity in his district and the languages  
14 spoken.

15 I think beyond that it's actually  
16 the action of minority participation, and in  
17 this contract or any contract, the county is  
18 awarding. There is a requirement which is  
19 called a utilization plan, regardless of  
20 being a sole source contract, they must  
21 abide by Appendix EE which is in every  
22 single county contract.

23 Therefore, they have to submit a  
24 utilization plan in order for them to  
25 justify minority participation.

1 Rules Committee/5-4-15

2 And, if they don't have any  
3 minority participation, they then have to  
4 get a waiver from the administration  
5 outlining the fact that they do outreach and  
6 they seeked out a minority vendor.

7 I'm one of the top state guys as  
8 far as MWB Compliance and I'm tired as a  
9 county resident over the last six years not  
10 to see a Minority Affairs Committee hearing  
11 on the Minority Affairs Committee to make  
12 sure that the minority communities are  
13 protected with this great opportunity of  
14 keeping the dollar locally.

15 So, I commend you for pointing  
16 that out, Legislator Dunne, and I'm glad  
17 you're my legislator. Although it used to  
18 be Presiding Officer Gonsalves. But, the  
19 reality here is, we cannot pass the ball  
20 anymore. The buck stops here.

21 Any county contract has a  
22 minority requirement and it's a direct  
23 violation of Local Law 14A which is the  
24 minority participation. It comes with  
25 outreach and everything else that has to do

1 Rules Committee/5-4-15  
2 to make sure that those dollars are retained  
3 here in Nassau County.

4 It's a great opportunity we are  
5 letting go out the window. Thank you. I'm  
6 very passionate about this by the way.

7 CHAIRWOMAN GONSALVES: Thank you,  
8 Mr. Mendez. Any other public comment? Did  
9 you fill out a slip? Is it on this item?

10 MS. MEREDAY: I filled out a slip  
11 but unfortunately -- my comment is on this  
12 item, because the discussion just generated  
13 my need to make a comment, if that's  
14 allowed.

15 CHAIRWOMAN GONSALVES: Is it on  
16 this contract Item A-14, which is with IT  
17 and Tyler Technologies?

18 MS. MEREDAY: Yes, my comment is  
19 on this item if you let me finish what I was  
20 going to say.

21 CHAIRWOMAN GONSALVES: What is  
22 your name?

23 MS. MEREDAY: My name is Meta J.  
24 Mereday. I live on Wesley Street in Baldwin  
25 and, as I was saying, my comment was



1 Rules Committee/5-4-15  
2 generated by the discussion that I was just  
3 hearing. I had filled out slips for the  
4 others.

5 CHAIRWOMAN GONSALVES: I see it.

6 MS. MEREDAY: In keeping with  
7 that, I also want to state and concur with  
8 the gentleman who spoke over here, not only  
9 do I have a problem with the lack of  
10 scrutiny with regard to the procurement  
11 process for minorities and women, I  
12 consistently have a problem with the lack of  
13 participation from our veterans, from a  
14 contractual as well as an employment basis.  
15 I have yet to see, read, or hear anything  
16 that relates specifically to direct outreach  
17 that is punishable by law if it's not  
18 implemented soon with regard to veteran  
19 inclusion in all of these contracts that we  
20 are putting out there.

21 Because there is a veteran, from  
22 what I understand, and I know for a fact,  
23 because most of the language in the VOVA Act  
24 that was presented months ago to this body  
25 that has yet to be processed and passed,

1 Rules Committee/5-4-15

2 most of the language in that bill came from  
3 me.

4 So it is time for us to step up  
5 because with all the documentation, as the  
6 minority speaker spoke, we are in the paper  
7 and it's not in a good way. We have funding  
8 that is coming down through the state and it  
9 is not getting down even as a trickle into  
10 the community that are predominantly  
11 minority or veteran.

12 Women are doing quite well as  
13 noted by the person who presides over the  
14 minority women districts, because I attended  
15 the most recent MTA LIRR event and they are  
16 begging for opportunities and for more  
17 inclusion of minorities, women and veterans  
18 in contracting and it is not happening.  
19 This is a disgrace. It is a disgrace.

20 As I sit in this building, and  
21 look at the other building that my own great  
22 uncle, who was one of the first minority  
23 contractors in this county, helped to lay  
24 the cement, this is a disgrace.

25 I, as a taxpayer, and a third

1 Rules Committee/5-4-15

2 generation resident of this county, I am  
3 sick and tired of being sick and tired and  
4 having to pay high taxes for the privilege  
5 of being sick and tired. That is my  
6 comment. If you need me to write on a slip,  
7 I have a pen and I'm ready.

8 CHAIRWOMAN GONSALVES: I have  
9 three slips so you don't need to put another  
10 one in.

11 LEGISLATOR ABRAHAMS: Madam  
12 Presiding Officer?

13 CHAIRWOMAN GONSALVES: Minority  
14 Leader Abrahams.

15 LEGISLATOR ABRAHAMS: Thank you.  
16 I just wanted to inform you too, Ms.  
17 Mereday, is that we clocked in a bill, it  
18 was actually clocked in by my colleague,  
19 Legislator Laura Curran, which would have  
20 extended the MWBE benefits that we voted on  
21 going back to 2002 to veterans. That bill  
22 never got called to the floor.

23 We will be happy to, and I will  
24 have my counsel provide you with a copy of  
25 that bill.

1 Rules Committee/5-4-15

2 MS. MEREDAY: Thank you.

3 CHAIRWOMAN GONSALVES: All those  
4 in favor of A-14 signify by saying aye.

5 (Aye.)

6 Any opposed?

7 (Nay.)

8 The item passes four to three.

9 CHAIRWOMAN GONSALVES: The next  
10 contract is a contract with DPW and Gem Star  
11 Construction Corp.

12 Motion, please.

13 LEGISLATOR DUNNE: So moved.

14 LEGISLATOR KOPEL: Second.

15 CHAIRWOMAN GONSALVES: Moved by  
16 Legislator Dunne, seconded by Legislator  
17 Kopel. Mr. Arnold.

18 MR. ARNOLD: Ken Arnold, Public  
19 Works. This is a publically bid contract  
20 for the replacement of the fuel storage  
21 tanks at the Hicksville Maintenance Garage,  
22 dictated by EPA regulations and health home  
23 regulations to replace these tanks.

24 CHAIRWOMAN GONSALVES: Are there  
25 any questions from the legislators of Mr.

1 Rules Committee/5-4-15

2 Arnold?

3 LEGISLATOR ABRAHAMS: Yes. How  
4 are you, Ken?

5 MR. ARNOLD: Good.

6 LEGISLATOR ABRAHAMS: I have  
7 questions with regard to the bid  
8 specifications, why aren't they here?

9 MR. ARNOLD: The technical  
10 specifications are never part of the package  
11 we send to the legislature for approval,  
12 only the agreement proposal part of the  
13 package.

14 LEGISLATOR ABRAHAMS: Let me ask  
15 you this: Did this bid specification  
16 specify that the manufacturer and/or the  
17 supplier of the equipment to be used?

18 MR. ARNOLD: It would give the  
19 specifications or an equal. So it would  
20 say, Zerkzies Tank are equal, Owen Corning  
21 tanks are equal. There are options within  
22 the specification.

23 LEGISLATOR ABRAHAMS: Who  
24 determined the contents of the  
25 specifications?

1 Rules Committee/5-4-15

2 MR. ARNOLD: Our engineering  
3 consultant in consultation with the  
4 engineers in our staff.

5 LEGISLATOR ABRAHAMS: So it was  
6 the engineering consultant and the staff of  
7 DPW?

8 MR. ARNOLD: That's correct.

9 LEGISLATOR ABRAHAMS: Anyone  
10 else?

11 MR. ARNOLD: No. I'll take that  
12 back. The end user, in this case the fleet  
13 people might have something put on what they  
14 wanted in this facility also.

15 LEGISLATOR ABRAHAMS: Were there  
16 any communications by any county or  
17 department employees or official with the  
18 vendor or any acting on the vendor's behalf  
19 at any time prior to opening the bids for  
20 this contract?

21 MR. ARNOLD: There would be  
22 communication to talk about the  
23 specifications on the technical side. I  
24 would expect that from my consultant and  
25 possibly my engineers on staff to talk to

1 Rules Committee/5-4-15

2 the manufacturers of the various tank or  
3 tank component.

4 LEGISLATOR ABRAHAMS: But were  
5 there any conversations with the vendor?

6 MR. ARNOLD: In this case the  
7 person who builds the fuel tank?

8 LEGISLATOR ABRAHAMS: The vendor,  
9 the person getting the contract.

10 MR. ARNOLD: Gem Star?

11 LEGISLATOR ABRAHAMS: Yes.

12 MR. ARNOLD: No.

13 LEGISLATOR ABRAHAMS: So no  
14 conversations, no emails, nothing along  
15 those lines?

16 MR. ARNOLD: No. Not to my  
17 knowledge.

18 LEGISLATOR ABRAHAMS: Okay.  
19 Finally, who would supervise or oversee or  
20 manage this project for the county?

21 MR. ARNOLD: There would be a  
22 number of people. Rob Labore is our  
23 engineer architect. Our mechanical engineer  
24 would have had some input on this, and our  
25 pump and tank compliance officer would also.

1 Rules Committee/5-4-15

2 LEGISLATOR ABRAHAMS: Okay.

3 Thank you, MR. Arnold.

4 CHAIRWOMAN GONSALVES: Any public  
5 comment?

6 (No verbal response.)

7 There being none, all those in  
8 favor of this contract --

9 Is your comment on this contract,  
10 Louie?

11 MR. MENDEZ: Yes. And I filled  
12 out the --

13 CHAIRWOMAN GONSALVES: I know you  
14 did but is it on this contract?

15 MR. MENDEZ: Yes. I have a  
16 comment and questions. Do we know what the  
17 dollar amount is for this contract?

18 CHAIRWOMAN GONSALVES: Yes.

19 MR. MENDEZ: A million dollars.

20 MR. MENDEZ: Do we know what the  
21 mandated goal is for that from the EPA?

22 CHAIRWOMAN GONSALVES: Mr. Arnold,  
23 the cost of the contract, please.

24 MR. ARNOLD: The bid of the  
25 contract was for \$933,700.



1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: That's  
3 what's in the backup. Louie, we don't  
4 usually have a question and answer period  
5 with the persons that deliver us the  
6 information but, what's your second  
7 question, and perhaps maybe we can answer  
8 it?

9 MR. MENDEZ: I think to avoid, in  
10 the interest of time, I think that for every  
11 contract that you pass, I want to remind  
12 everyone, specifically with Legislator  
13 Dunne's statement with minority  
14 participation, that every county contract,  
15 especially those managed by DPW, are subject  
16 to mandated goals and aspirational goals.  
17 Usually those goals are set forth by the  
18 agency that sends the money down, in this  
19 case the EPA, or the DEC, or whatever that  
20 contracting agency is.

21 So, the county has to make sure  
22 it complies with minority participation.  
23 These are great opportunities that we are  
24 losing every time we're awarded a contract,  
25 and, by the way, let me note that in every

1 Rules Committee/5-4-15

2 single county contract there is an Appendix  
3 EE, therefore everyone has to comply with  
4 the aspirational and the mandated goals in  
5 each contract. We want to make sure that we  
6 let our legislators become mindful of that  
7 every time that they approve a contract.

8 CHAIRWOMAN GONSALVES: Thank you.

9 LEGISLATOR DUNNE: If I may. I  
10 would like to say that every one of our  
11 departments does this, but we would like to  
12 see that it has been done. If that will  
13 make life a little easier and more assuring  
14 than just some kind of notification that  
15 this has been done.

16 It's already mandated and we're  
17 supposed to be doing it. Have you done it?

18 MR. ARNOLD: This contract is  
19 full county monies, this is in aspirations  
20 with the minority component. There is no  
21 federal or state money on this contract.

22 LEGISLATOR DUNNE: Thank you.

23 LEGISLATOR SOLAGES: If I may?

24 CHAIRWOMAN GONSALVES: Legislator  
25 Solages.

1 Rules Committee/5-4-15

2 LEGISLATOR SOLAGES: Thank you  
3 very much. As my colleague Kevan Abrahams  
4 mentioned before, Mr. Mendez, our colleague,  
5 Laura Curran, has submitted a bill but  
6 unfortunately it is not being called to the  
7 calendar as so many other requests that we  
8 are asking for, all asking for transparency,  
9 all asking for greater accountability.

10 I respect your call for this. I  
11 hope that every contract and every contract,  
12 we consider this, and just don't blatantly  
13 give out a waiver, which I hope that is not  
14 the case of what's going on here in Nassau  
15 County.

16 Again, I thank you for raising  
17 that and I hope this is an issue of  
18 compliance. We understand that this is a  
19 law and we must comply with the law.

20 I would ask that we have the  
21 comptroller's office as well as the Office  
22 of Independent Budget Review as well as any  
23 other entity to please help review and see  
24 if the county has complied, has held up to  
25 this law.

1 Rules Committee/5-4-15

2 But, again, I thank you very much  
3 Mr. Mendez for your comments.

4 CHAIRWOMAN GONSALVES: There  
5 being no other comments, all those in B-08  
6 signify by saying aye. Mr. Boitel, is it on  
7 this item?

8 MR. BOITEL: Yes, it is.  
9 Something has come up in this discussion  
10 causing me to want to make a comment.

11 CHAIRWOMAN GONSALVES: Well, we  
12 can be here all afternoon if something comes  
13 up on each and every discussion. You have  
14 no slip. You may. You have three minutes,  
15 that's it.

16 MR. BOITEL: Henry J. Boitel,  
17 B-O-I-T-E-L, Rockville Centre, New York,  
18 speaking for myself.

19 I would like to point out that  
20 the background kinds of materials and  
21 whether it's present or not or sufficiently  
22 detailed or not is almost totally unknown to  
23 the public.

24 This issue has been raised before  
25 and it has been indicated that there is

1 Rules Committee/5-4-15

2 material up on the internet. The fact of  
3 the matter is, most of this material that  
4 actually forms the subject of discussion is  
5 never up on the internet.

6 You had an incident just within  
7 the last couple of months where a gentleman  
8 well pointed out to you that the public  
9 couldn't even know what the amount was  
10 involved or what the objective of was of the  
11 particular item.

12 I would like you to consider  
13 seriously that this kind of background  
14 material go up on the Internet as it goes  
15 out to the legislators so that the public  
16 has full confidence that what is being done  
17 is transparent.

18 Second, with regard to bills  
19 submitted by individual legislators, I would  
20 seriously suggest to you that any bill that  
21 is filed by a legislator ought go up on the  
22 internet, whether or not it is chosen to be  
23 put on the calendar so that the public has  
24 some sense of what the dynamics are of this  
25 body. Thank you.

1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: Going  
3 back, we didn't take a vote on B-08. All  
4 those in favor signify by saying aye.

5 (Aye.)

6 Any opposed?

7 (Nay.)

8 The contract passes four to  
9 three.

10 The next item is B-09, a contract  
11 with DPW and Welsbach Electric Corp. of Long  
12 Island.

13 Motion, please.

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR KOPEL: Second.

16 CHAIRWOMAN GONSALVES: Moved by  
17 Legislator Dunne, seconded by Legislator  
18 Kopel. Mr. Arnold.

19 MR. ARNOLD: B-09 is a publically  
20 bid contract for the replacement of our  
21 traffic signal equipment on Old Country Road  
22 from the western half of Old Country Road.  
23 Welsbach was the lowest responsible bidder  
24 and this contract is partially state funded  
25 so it has goals for DBE, minority

1 Rules Committee/5-4-15

2 participation.

3 CHAIRWOMAN GONSALVES: Any  
4 questions of Mr. Arnold? Legislator Jacobs.

5 LEGISLATOR JACOBS: Mr. Arnold, I  
6 just want to ask you a question. I know  
7 that Welsbach has been around for many many  
8 years. The fact that they're around for  
9 many many years doesn't mean that they  
10 necessarily give us the best price for  
11 everything that we do as we all know.

12 I'm noticing in the backup that  
13 they were the highest bidder. Johnson, who  
14 also bid, was rejected. Do we know why they  
15 were rejected?

16 MR. LINDGREN: Jeff Lindgren from  
17 Public Works. Commander Electric was  
18 actually the low bidder for this contract.

19 LEGISLATOR JACOBS: I know that.

20 MR. LINDGREN: They withdrew  
21 their bid. So it would normally have gone  
22 to Commander Electric. There was some  
23 bidding errors on their end. They withdrew  
24 their bid. The next lowest bidder was  
25 Welsbach Electric.

1 Rules Committee/5-4-15

2 LEGISLATOR JACOBS: I'm going to  
3 ask it right out front. The bid specs for  
4 this, was it geared towards what we know  
5 Welsbach could do?

6 MR. LINDGREN: No. We actually  
7 use New York State DOT items in these  
8 contracts because of the federal aid  
9 requirement. So these contracts are bid in  
10 accordance with New York State DOT items and  
11 specifications. They are not geared to  
12 anyone in specific.

13 LEGISLATOR JACOBS: From the way  
14 I read it, there was an error on Commander's  
15 bid. An error in interpretation in what  
16 they wrote and didn't mean to write, what  
17 was the error?

18 MR. LINDGREN: It was an omission  
19 in bidding on four items. It was an  
20 accident on their end but obviously not  
21 correctable after the fact.

22 LEGISLATOR JACOBS: This is one  
23 of those cases where, believe me, I'm not a  
24 lawyer, I'm not saying it's the same as  
25 anything, but this is one of those cases



1 Rules Committee/5-4-15

2 where we are choosing someone who -- look, I  
3 know. I have been here a long time. I know  
4 that Welsbach does the traffic lights for  
5 us, et cetera, et cetera, for us, I always  
6 seen their trucks.

7 But, if someone makes an error,  
8 are they given an opportunity to correct or  
9 are they immediately --

10 MR. LINDGREN: No. Because once  
11 the error is discovered, it's already public  
12 information what everybody else bid. So, at  
13 that point, if you were the person that made  
14 the error, you would know what everyone else  
15 bid on that item. We wouldn't be able to  
16 give you an opportunity to bid on it because  
17 you would be able to undercut everyone else.

18 LEGISLATOR JACOBS: That's my  
19 next question. Does Welsbach have the key  
20 avenue for success because they know what  
21 you need to do this work?

22 MR. ARNOLD: Welsbach is one of  
23 three or four main contractors who do  
24 traffic work for us. Commander Electric,  
25 Hinck, Welsbach and Eldor, they are very

1 Rules Committee/5-4-15

2 competitive. So, in this case, no.  
3 Welsbach does not have the inside track on  
4 winning our state contract bids.

5 LEGISLATOR JACOBS: All right.  
6 Thank you.

7 CHAIRWOMAN GONSALVES: Any public  
8 comment regarding this contract?

9 (No verbal response.)

10 There being none, all those in  
11 favor of Contract B-09 signify by saying  
12 aye.

13 (Aye.)

14 Any opposed?

15 (Nay.)

16 The contract passes four to  
17 three.

18 The next contract is B-10 with  
19 DPW and Commander Electric, Inc.

20 Motion, please.

21 LEGISLATOR DUNNE: So moved.

22 LEGISLATOR KOPEL: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Dunne, seconded by Legislator  
25 Kopel.

1 Rules Committee/5-4-15

2 MR. ARNOLD: B-10 is a publically  
3 bid contract for the installation of  
4 incident management cameras that tie back to  
5 the traffic and management center in  
6 Westbury. The low bidder was Commander  
7 Electric. Again, this contract is state and  
8 federal funded so it has the same goals that  
9 I previously mentioned in the Old Country  
10 Road contract.

11 CHAIRWOMAN GONSALVES: Any  
12 questions of Mr. Arnold? Legislator Jacobs.

13 LEGISLATOR JACOBS: Just a  
14 followup. This is the same Commander  
15 Electric that bid on the other one and had  
16 to withdraw?

17 MR. ARNOLD: That's correct.

18 LEGISLATOR JACOBS: But in this  
19 case they met all the requirements?

20 MR. ARNOLD: Yes. In the other  
21 case they met the requirements but in their  
22 proposal package, they said they had an  
23 error on it and asked to be withdrawn.

24 LEGISLATOR JACOBS: I see.

25 CHAIRWOMAN GONSALVES: Mr. Arnold,

1 Rules Committee/5-4-15

2 did they put that in writing?

3 MR. ARNOLD: In the Old County  
4 Road Project?

5 CHAIRWOMAN GONSALVES: Yes. The  
6 one where they withdrew.

7 MR. ARNOLD: They requested and  
8 we agreed.

9 CHAIRWOMAN GONSALVES: Thank you  
10 very much. Any public comment on this? If  
11 it's the same thing as it was, could we just  
12 move on?

13 MS. MEREDAY: It's on this issue.

14 CHAIRWOMAN GONSALVES: Is it on  
15 this item?

16 MS. MEREDAY: With all due  
17 respect, yes, it's on this item.

18 CHAIRWOMAN GONSALVES: Then come  
19 to the mike.

20 MS. MEREDAY: Meta Mereday, 758  
21 Wesley Street, Baldwin. With regard to this  
22 particular item, my question has to do with  
23 the statement that the goals have been  
24 addressed but, my question is, how? Just to  
25 say that it has been addressed, these are

1 Rules Committee/5-4-15

2 the deep down questions that need to be  
3 asked by those of us who are representing my  
4 tax dollars. Just somebody standing here  
5 making a statement because we are using  
6 government funds that have requirements and  
7 affirmative action incentives, what are the  
8 mechanisms being used?

9 Does this organization have an  
10 existing subcontracting format within their  
11 company? How are they reaching out to the  
12 MWVDLVE community for their involvement in  
13 this? Who are they using in terms of their  
14 employees?

15 I'm not hearing that from my  
16 representation that is sitting before me.  
17 Because I'm really tired of hearing about  
18 something later on in Newsday. The only  
19 reasons that I personally, from years back,  
20 have not decided with my own organization to  
21 pursue legal action against the county is  
22 because, ultimately, as a taxpayer, I would  
23 be the one paying the bill. So that is my  
24 question as it pertains to this and any  
25 other contract that has specific

1 Rules Committee/5-4-15  
2 requirements to address diverse business  
3 opportunity and inclusion.

4 LEGISLATOR SOLAGES: Madam  
5 Presiding Officer, I have a comment.

6 CHAIRWOMAN GONSALVES: Legislator  
7 Solages.

8 LEGISLATOR SOLAGES: In my  
9 previous comments, I mentioned that the  
10 county ought to study this issue and I'm  
11 glad to let you know, at the request of our  
12 caucus, have requested from the Office of  
13 Budget Review a report that focused on the  
14 county's minority owned business enterprise,  
15 MWBE, and women business owned enterprises,  
16 in addition to the Office of Minority  
17 Affairs handling the program in general.

18 Specifically, we requested that  
19 OLBR determine the percentage of annual  
20 county contracts awarded to MBEs and WBEs  
21 which combine our MWBEs from fiscal year  
22 2009 to fiscal year 2014.

23 The report shows that there are  
24 various deficiencies and various changes  
25 that are needed actually to the program to

1 Rules Committee/5-4-15

2 make sure that our contracts are awarded  
3 fairly.

4 I would like to share this report  
5 with you. I'm further studying this report,  
6 and I think the county ought to follow the  
7 recommendations by this report. Thank you  
8 for raising this and this is something that  
9 I am as well as my caucus is looking into.  
10 Thank you.

11 MS. MEREDAY: Thank you.

12 CHAIRWOMAN GONSALVES: Mr.  
13 Arnold, anything else you want to add?

14 MR. ARNOLD: On the reporting  
15 side of the MWBE compliance, New York State  
16 has a very detailed reporting structure for  
17 us. So all goals have to be met otherwise  
18 it could jeopardize the payments we get from  
19 federal and state on the projects.

20 CHAIRWOMAN GONSALVES: Thank you,  
21 Mr. Arnold.

22 All those in favor of B-10  
23 signify by saying aye.

24 (Aye.)

25 Any opposed?

1 Rules Committee/5-4-15

2 (Nay.)

3 The contract passes four to  
4 three.

5 The next contract is B-13 with  
6 DPW and Thomas Novelli Contracting.

7 Motion, please.

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR KOPEL: Second.

10 CHAIRWOMAN GONSALVES: Moved by  
11 Legislator Dunne, seconded by Legislator  
12 Kopel. Mr. Arnold.

13 MR. ARNOLD: B-13 is a publically  
14 bid contract for the rehabilitation of  
15 drainage on Horse Hollow Road in the  
16 vicinity of Locust Valley High School. The  
17 low bidder, Thomas Novelli, was found in  
18 compliance with all regulations of the spec  
19 and requested to be the contractor.

20 CHAIRWOMAN GONSALVES: Any  
21 questions of Mr. Arnold?

22 LEGISLATOR ABRAHAMS: Just the  
23 same questions as before, Mr. Arnold. Were  
24 there any communications by any of the  
25 county or department employee officials with



1 Rules Committee/5-4-15

2 this vendor or anyone acting on the vendor's  
3 behalf at any time prior to the opening bids  
4 for this contract?

5 MR. ARNOLD: No communications  
6 would have happened with this contract,  
7 related to this bid package. This  
8 contractor has many contracts with the  
9 county so I cannot say that this contract  
10 did not speak to the county people on other  
11 projects during the bid process, but all  
12 questions during the bid process are  
13 directed to the commissioner in writing  
14 which they respond to as an addenda as part  
15 of the contract process.

16 LEGISLATOR ABRAHAMS: Okay. And  
17 the conversations that took place were  
18 generic to the project that they were  
19 servicing for the county at that time?

20 MR. ARNOLD: I'm only surmising  
21 that there were would be conversations  
22 because this contractor has a number of  
23 contracts. So I would think that he would  
24 be in contact with our staff on different  
25 things but our staff has been directed

1 Rules Committee/5-4-15

2 during any bidding of any one contract that  
3 there are no answers verbally to any  
4 contractors during that process.

5 LEGISLATOR ABRAHAMS: Thank you.

6 CHAIRWOMAN GONSALVES: Any public  
7 comment?

8 (No verbal response.)

9 There being none, all those in  
10 favor of Contract B-13 signify by saying  
11 aye.

12 (Aye.)

13 Any opposed?

14 (Nay.)

15 The contract passes four to  
16 three.

17 Next is contract is B-15 with DPW  
18 and Thomas Novelli Contracting.

19 Motion, please.

20 LEGISLATOR KOPEL: So moved.

21 LEGISLATOR DUNNE: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Kopel, seconded by Legislator  
24 Dunne. Mr. Arnold.

25 MR. ARNOLD: B-15 is a publically

1 Rules Committee/5-4-15

2 bid contract for the rehabilitation of the  
3 Pearl Street Bridge. There were only two  
4 bidders on the contract. Novelli was the  
5 lowest responsible bidder, and requesting  
6 award of that contract.

7 CHAIRWOMAN GONSALVES: Any  
8 questions regarding this contract?

9 LEGISLATOR ABRAHAMS: Yes.

10 CHAIRWOMAN GONSALVES: Legislator  
11 Abrahams.

12 LEGISLATOR ABRAHAMS: Thank you.  
13 Mr. Arnold, you said that Novelli was the  
14 lowest responsible bidder?

15 CHAIRWOMAN GONSALVES: That's  
16 what he said.

17 LEGISLATOR ABRAHAMS: I'm just  
18 reaffirming.

19 MR. ARNOLD: Yes, I did.

20 LEGISLATOR ABRAHAMS: Lowest  
21 responsible, they weren't the lowest?

22 MR. ARNOLD: They were the lowest  
23 bidder.

24 LEGISLATOR ABRAHAMS: They were  
25 the lowest bidder. Okay. I just want to

1 Rules Committee/5-4-15

2 make sure I understand.

3 LEGISLATOR JACOBS: I would like  
4 to ask.

5 CHAIRWOMAN GONSALVES: Legislator  
6 Jacobs.

7 LEGISLATOR JACOBS: Mr. Arnold,  
8 in looking at the bids, they literally were  
9 half, if not even more than half, lower than  
10 any of the other two, than H&L.

11 MR. ARNOLD: Also. And they were  
12 also significantly lower than our engineers  
13 estimate, our construction managers had  
14 vetted their bid, and found it to be  
15 complete, and that's why we're proceeding  
16 with the contract.

17 LEGISLATOR JACOBS: Are you  
18 concerned that they could be coming back in  
19 a few months to increase the Novelli  
20 contract? I mean, it's such a big  
21 difference, it's \$1,990,236 to 502,255. If  
22 they have to go over, it appears to me, I  
23 don't know, unless I'm reading this wrong,  
24 I'm not a DPW expert, but certainly that's a  
25 major difference. One is \$2 million, one is

1 Rules Committee/5-4-15

2 \$500,000.

3 MR. ARNOLD: Let me call up our  
4 superintendent of construction. He may have  
5 more insight on the evaluation of the bids.

6 LEGISLATOR JACOBS: Okay.

7 MR. IADENVARO: Rich Iadenvaro,  
8 Department of Public Works.

9 This contractor has done this  
10 type of work successfully for us before.  
11 They feel they can do it for that cost.  
12 They're going to avoid installing coffer  
13 dens and do it at low tide, so they're able  
14 to do it substantially cheaper because they  
15 have done it before.

16 LEGISLATOR JACOBS: Have you seen  
17 that procedure used successfully?

18 MR. IADENVARO: Yes.

19 LEGISLATOR JACOBS: It's quite a  
20 big difference. Thank you.

21 CHAIRWOMAN GONSALVES: Any public  
22 comment?

23 (No verbal response.)

24 There being none, all those in  
25 favor of Contract B-15 signify by saying

1 Rules Committee/5-4-15

2 aye.

3 (Aye.)

4 Any opposed?

5 (Nay.)

6 The contract passes four to  
7 three.

8 The next contract is Contract  
9 B-16 with DPW and Commander Electric, Inc.

10 Motion, please.

11 LEGISLATOR DUNNE: So moved.

12 LEGISLATOR KOPEL: Second.

13 CHAIRWOMAN GONSALVES: Moved by  
14 Legislator Dunne, seconded by Legislator  
15 Kopel.

16 MR. ARNOLD: B-16 is a publically  
17 bid contract for the replacement of  
18 antiquated electrical systems at Eisenhower  
19 Park, Nassau at Mutton Preserve, Hicksville  
20 Garage, and Supreme Court, and also  
21 generators at 240 Old Country Road and  
22 Hicksville Garage. Commander Electric was  
23 the low bidder of approximately a dozen  
24 bidders that proposed on this contract.

25 CHAIRWOMAN GONSALVES: Any

1 Rules Committee/5-4-15

2 questions of Mr. Arnold on this contract?

3 (No verbal response.)

4 Is there any public comment?

5 (No verbal response.)

6 There being none, all those in  
7 favor of Contract B-16 signify by saying  
8 aye.

9 (Aye.)

10 Any opposed?

11 (Nay.)

12 The contract passes four to  
13 three.

14 The next contract is B-17 with  
15 DPW and High Tech Air Conditioning, Inc.

16 Motion, please.

17 LEGISLATOR KOPEL: So moved.

18 LEGISLATOR DUNNE: Second.

19 CHAIRWOMAN GONSALVES: Moved by  
20 Legislator Kopel, seconded by Legislator  
21 Dunne. You're on again, Mr. Arnold.

22 MR. ARNOLD: B-17 is a  
23 competitively bid contract for our building  
24 construction on-call requirements work  
25 associated with HVAC. High Tech was our

1 Rules Committee/5-4-15

2 lowest bidder. They have been performing  
3 this service for the county for a number of  
4 years. They have our current contract on  
5 the same process.

6 CHAIRWOMAN GONSALVES: Any  
7 questions of Mr. Arnold on this contract?

8 LEGISLATOR ABRAHAMS: One and the  
9 same as before. Mr. Arnold, has there been  
10 any contact with the vendor with any county  
11 department officials, any email discussions,  
12 any letters, any phone conversations, prior  
13 to this contract going through the RFP  
14 process?

15 MR. ARNOLD: As I stated before,  
16 on this bidding process, of this contract,  
17 not to my knowledge.

18 LEGISLATOR ABRAHAMS: Okay.

19 CHAIRWOMAN GONSALVES: Any public  
20 comment? Mr. Mendez.

21 MR. MENDEZ: Louie Mendez, 36  
22 Hart Lane, Westbury, New York.

23 Pertaining to contracts that have  
24 already been awarded in the past and this is  
25 either a renewal or they're participating in



1 Rules Committee/5-4-15

2 a new contract, it is important for us to  
3 establish that they already have a guideline  
4 of minority participation, so I would love  
5 to know and see if Welsbach, Commander, and  
6 all the other firms that are here for a  
7 second or third contract have an actual  
8 minority participation component to them  
9 before you consider their contracts. I  
10 think it's important for to us know what  
11 their record is and, if you find out, you  
12 will realize that it is very horrible.

13 CHAIRWOMAN GONSALVES: Thank you  
14 very much, Mr. Mendez.

15 LEGISLATOR SOLAGES: How can we  
16 get their record? I would like to see their  
17 record.

18 MR. MENDEZ: Great you asked that  
19 question. It's called a utilization plan  
20 which is submitted at the very beginning of  
21 the contract and they are supposed to pay  
22 minority firms or hire minority firms or do  
23 outreach to minority firms to ensure that  
24 they are actually fulfilling the mandates of  
25 where the money is coming from.

1 Rules Committee/5-4-15

2 LEGISLATOR SOLAGES: Well,  
3 obviously the administration is not adhering  
4 to compliance. So, what independent source  
5 can I secure in finding out what is the  
6 track record of these companies, if these  
7 companies have a track record?

8 MR. MENDEZ: If the money comes  
9 from the state, you have to go back to the  
10 state and reach out for an audit. At the  
11 end of the day it's up to you guys.

12 CHAIRWOMAN GONSALVES: Would you  
13 do me a favor and answer that question?

14 MR. ARNOLD: Yes. All contracts  
15 have utilization plans. If they are  
16 aspirations or mandated. We track all  
17 subcontractors whether they're MBE, WBE or  
18 not, all subcontractor payments are logged  
19 into the financial system, and with each  
20 claim, we tally up the payments to all the  
21 subcontractors, whether they're MBE, WBE and  
22 track that accordingly. That information  
23 can be found through the county's financial  
24 system.

25 CHAIRWOMAN GONSALVES: In other

1 Rules Committee/5-4-15

2 words, Mr. Arnold, it is available to us?

3 MR. ARNOLD: That is correct.

4 CHAIRWOMAN GONSALVES: Thank you  
5 very much. It's available through? Tell  
6 us.

7 LEGISLATOR SOLAGES: Look at the  
8 report from the OLBR. Legislator Dunne,  
9 would you like to read this report? This  
10 report is very damaging. This report --

11 CHAIRWOMAN GONSALVES: Hold on.

12 LEGISLATOR SOLAGES: I was going  
13 to read it. It's very damaging. Roseann,  
14 are you going to comment?

15 MS. D'ALLEVA: This is Roseann  
16 D'Alleva. I believe the Office of  
17 Legislative Review provided the body here  
18 with a report on the MWBE vendor payments  
19 that is derived through NIPS.

20 CHAIRWOMAN GONSALVES: That  
21 report is available?

22 MS. D'ALLEVA: I believe it was  
23 given to this body.

24 CHAIRWOMAN GONSALVES: Thank you  
25 very much.

1 Rules Committee/5-4-15

2 LEGISLATOR SOLAGES: Is there a  
3 budget transfer today on the calendar for  
4 chief compliance officer?

5 MS. D'ALLEVA: Yes, there is.

6 LEGISLATOR SOLAGES: So the  
7 administration is acknowledging that there  
8 is a problem with compliance?

9 CHAIRWOMAN GONSALVES: That's an  
10 assumption I think you are making. It's an  
11 assumption you're making, Legislator  
12 Solages. She said it's available to us and  
13 so be it. Move on.

14 All those in favor of B-17  
15 signify by saying aye.

16 (Aye.)

17 Any opposed?

18 (Nay.)

19 The contract passes four to  
20 three.

21 The next contract is B-18 with  
22 DPW and Seaford Avenue Corp.

23 Motion, please.

24 LEGISLATOR DUNNE: So moved.

25 LEGISLATOR KOPEL: Second.

1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: Moved by  
3 Legislator Dunne, seconded by Legislator  
4 Kopel.

5 MR. ARNOLD: Item B-18 is a  
6 publically bid contract for our building  
7 on-call requirements work associated with  
8 plumbing similar to the contract you just  
9 heard which was on HVAC. This is the sister  
10 contract on plumbing issues. Seaford Avenue  
11 Construction was the only bidder but they've  
12 successfully done this work in the past and  
13 their bid proposal was found to be  
14 acceptable.

15 CHAIRWOMAN GONSALVES: Any  
16 questions of Mr. Arnold on this contract?  
17 Legislator Jacobs.

18 LEGISLATOR JACOBS: Mr. Arnold, I  
19 know this is a wide question that maybe  
20 can't be answered easily but, why would this  
21 be the only firm that would answer on this  
22 contract? There's nobody else that could  
23 possibly do this?

24 MR. ARNOLD: The requirements of  
25 this contract require the plumbing company

1 Rules Committee/5-4-15

2 to be on call and respond to emergencies  
3 and, historically, there's not, very few of  
4 those contractors that could do the level of  
5 work and the amount of work bonding wise for  
6 the county.

7 LEGISLATOR JACOBS: So, therefore,  
8 Seaford Avenue, I never heard the name  
9 Seaford Avenue Corp., and not that that  
10 means anything, but I just never heard that  
11 come before us before. Do they have a  
12 history with us?

13 MR. ARNOLD: Yes. They have our  
14 current plumbing on-call contract and I  
15 believe they have done other types of work  
16 for us in the past.

17 LEGISLATOR JACOBS: Thank you.

18 CHAIRWOMAN GONSALVES: Any public  
19 comment?

20 (No verbal response.)

21 There being none, all those in  
22 favor of B-18 signify by saying aye.

23 (Aye.)

24 Any opposed?

25 (Nay.)

1 Rules Committee/5-4-15

2 The contract passes four to  
3 three.

4 The next contract is I believe a  
5 personal services agreement with DPW and  
6 Liro Engineers, Inc.

7 Motion, please.

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR KOPEL: Second.

10 CHAIRWOMAN GONSALVES: Moved by  
11 Legislator Dunne, seconded by Legislator  
12 Kopel. Any questions or any comments of Mr.  
13 Arnold on this particular contract?

14 MR. ARNOLD: E-58 is an amendment  
15 to an existing on-call traffic engineering  
16 contract with the department.

17 CHAIRWOMAN GONSALVES: Mr.  
18 Arnold, this is E-58 with Liro Engineers?

19 MR. ARNOLD: That's correct.

20 CHAIRWOMAN GONSALVES: Go ahead.

21 MR. ARNOLD: E-58 with Liro  
22 Engineers is an amendment to their existing  
23 on call traffic contract. It extends the  
24 time until the end of 2015 to cover upcoming  
25 work.

1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: Any  
3 questions on this contract for Mr. Arnold?  
4 Legislator Jacobs.

5 LEGISLATOR JACOBS: Mr. Arnold, I  
6 understand the first amendment passed 7 to  
7 nothing added on \$403,000. Another  
8 amendment extended the term and amount and  
9 added \$400,000. What does this amendment  
10 add?

11 MR. ARNOLD: It does not add any  
12 money to the contract. The existing cap we  
13 feel that's available in the contract to  
14 cover the work in the upcoming year.

15 LEGISLATOR JACOBS: Thank you.

16 CHAIRWOMAN GONSALVES: Any public  
17 comment? Yes, Ms. Mereday. Are you  
18 speaking on this particular item?

19 MS. MEREDAY: Respectfully, yes.

20 CHAIRWOMAN GONSALVES: Thank you  
21 very much.

22 MS. MEREDAY: And I did raise my  
23 hand for the last two and I had to keep  
24 waving to get recognized for this one.

25 My question particularly for this



1 Rules Committee/5-4-15

2 one, maybe it's a point of clarification, I  
3 believe Liro was also the contractor that  
4 was involved with a great deal of the Sandy  
5 work that many of the residents are still  
6 challenging for work that was done or not  
7 done successfully. I'm just really curious  
8 if that is true or not.

9 It's an unusual name so I'm kind  
10 of curious it seems that we kind of continue  
11 to be in bed with the same people and  
12 funding opportunities are not being shared.

13 With regard to the earlier  
14 issues, just to say that you have a report  
15 that spells out the MWBE participation  
16 without having a breakdown, even the federal  
17 agencies now are breaking out the specifics  
18 as it pertains to the participation.

19 So, if we look at it from an  
20 individual standpoint, minorities are under  
21 represented in contracting, women, primarily  
22 white women, are significantly well  
23 represented, and veterans are not even  
24 getting included in the outreach process.

25 So, again, I am asking those of

1 Rules Committee/5-4-15

2 you who have the opportunity to ask the  
3 questions that represent my tax dollars, and  
4 the dollars that we are losing by those  
5 residents who are fleeing this county, I am  
6 begging you to dig deeper into the questions  
7 that you are asking and the answers that you  
8 are receiving, when I see the local  
9 municipalities are extending more contracts  
10 for professional services with lawyers for  
11 the swarm of lawsuits that we are going to  
12 get hit with from a variety of fronts.

13 So we are asking you,  
14 respectfully and desperately, asking that  
15 you do a better job in representing our  
16 money and our children's future.

17 CHAIRWOMAN GONSALVES: Thank you  
18 very much, Ms. Mereday.

19 LEGISLATOR JACOBS: I just want  
20 to say one thing, and it's sort of in a  
21 blanket way. I'm disturbed to see that not  
22 only do we have a report that's disturbing  
23 but the fact that if in fact there is  
24 someone speaking here who is saying that she  
25 feels people are not represented. When we

1 Rules Committee/5-4-15

2 send things out to bid, it's advertised,  
3 correct?

4 MR. ARNOLD: Yes. On the website  
5 and Newsday.

6 LEGISLATOR JACOBS: So I guess  
7 the most important thing that maybe --

8 MR. ARNOLD: Also, certain  
9 contracts that they have mandated goals, the  
10 Office of Minority Affairs actually sends it  
11 out to publications also.

12 LEGISLATOR JACOBS: I'm trying to  
13 think out of the box a little bit. As  
14 legislators, maybe we have to adopt  
15 something, there should be a way that  
16 minority firms, women, that every one has an  
17 equal chance to bid on something. If  
18 they're not bidding on it, if that's one of  
19 the problems here, then somehow what we are  
20 using is not getting to the firms that we  
21 would like to see have it.

22 Perhaps either all the firms that  
23 we know of that are other minority firms,  
24 have to be given details as to where our  
25 RFPs are posted and they should follow that

1 Rules Committee/5-4-15

2 continuously.

3 MR. ARNOLD: If they're  
4 registered in the county's procurement site,  
5 they are actually sent any bids that the  
6 county puts out, notifications.

7 LEGISLATOR JACOBS: If they're  
8 registered?

9 MR. ARNOLD: Yes.

10 LEGISLATOR JACOBS: I'm looking  
11 at you, ma'am, I just want you to realize,  
12 because what I'm saying, if they are getting  
13 the bids and not responding, that's one way  
14 to look at it.

15 But from what Mr. Arnold is  
16 saying, I have worked with Mr. Arnold for a  
17 long time, he's saying they are if they are  
18 registered to get them.

19 MS. MEREDAY: Legislator Jacobs,  
20 if I can just speak to that point. As I  
21 just said, I just attended the meeting.  
22 Just a little background for me, I was vice  
23 president of the New York, New Jersey  
24 Minority Purchasing Council. I was  
25 specifically involved with making sure that

1 Rules Committee/5-4-15

2 there were contracting opportunities for the  
3 public and private sector for the minority  
4 and women owned businesses in the New York  
5 and New Jersey metro area.

6 That means I worked with  
7 organizations and entities including the  
8 Port Authority, Long Island Railroad,  
9 Verizon, Time Warner, et cetera, with regard  
10 to rebuilding -- relating to 911 in which I  
11 was a first responder, but, in addition to  
12 being down at that area where I'm facing  
13 health challenges as we speak, I was still  
14 advocating for minority and women and  
15 veteran owned business to be involved in  
16 that process.

17 The veterans and the minorities  
18 and women in Nassau County live in districts  
19 where their taxes are so high that their  
20 businesses do not have the growth  
21 opportunities to become that favorite list  
22 of the least responsible bidder.

23 I would hazard to ask, we have a  
24 lot of contracts that we are giving out in  
25 this county for companies that aren't even

1 Rules Committee/5-4-15

2 headquartered here because they can't afford  
3 to break the same prices that we are looking  
4 for.

5 LEGISLATOR JACOBS: I understand  
6 that the past yields for the future, and --

7 MS. MEREDAY: So the half point  
8 print in Newsday, trust me, is not reaching.  
9 Just to say that you advertise in Newsday in  
10 a size that you are just saying, okay, we  
11 are lost somewhere in the classified ads. A  
12 lot of these contract opportunities, let's  
13 be realistic, are not happening with the  
14 public outreach.

15 LEGISLATOR JACOBS: I'm talking  
16 just as a woman to a woman. If I'm  
17 interested, even if I have a small company,  
18 then it behooves me to have somebody, even  
19 if I have to pay them to be on staff, to  
20 check all those bidding advertisements,  
21 because otherwise -- I'm not making excuses  
22 for anybody, but I'm just saying otherwise,  
23 and it's because they have not read through  
24 the bids, if they're not part of the bidding  
25 because they feel they can't meet them,

1 Rules Committee/5-4-15

2 that's another problem, then we have to  
3 figure out why that is, and if they can be  
4 possibly a subcontractor. But that's  
5 something different.

6 MS. MEREDAY: Even asking for  
7 that, because the questions you should be  
8 asking is, what are their goals and how have  
9 they met their goals for subcontracting.  
10 Because one thing we found when building  
11 diverse businesses is that they have to have  
12 their foot in the door to start with.

13 LEGISLATOR JACOBS: And right  
14 back at you then is what I'm saying --

15 MS. MEREDAY: But what I'm saying  
16 is, they are not getting their foot even in  
17 the door.

18 LEGISLATOR JACOBS: Then I think  
19 that's something we have to study. All I'm  
20 saying to you is, I understand what you're  
21 saying that a lot of female and minority  
22 businesses may not feel that they can meet  
23 all the basic requirements for this bid, but  
24 they may feel they could, as a  
25 subcontractor.

1 Rules Committee/5-4-15

2 However, if their name is not in  
3 the mix, it's like a catch 22, then there is  
4 no way they'd be looked upon as somebody to  
5 give a subcontract to.

6 MS. MEREDAY: Exactly.

7 LEGISLATOR JACOBS: So somehow we  
8 have to work that through. That's all I'm  
9 saying.

10 MS. MEREDAY: I appreciate that  
11 and definitely agree with that.

12 LEGISLATOR JACOBS: I really  
13 don't feel that Public Works, I'm just  
14 talking from my personal experience, looks  
15 to say, we are looking to leave out all  
16 women and minorities.

17 CHAIRWOMAN GONSALVES: I doubt  
18 that.

19 LEGISLATOR JACOBS: But I believe  
20 if we make it a little easier for them to  
21 realize, get your name in the mix, then all  
22 of a sudden you could be part of it.

23 MS. MEREDAY: Exactly, and I want  
24 to believe that. And Albert Einstein said,  
25 problems are not getting solved if you



1 Rules Committee/5-4-15

2 continue to use the same solutions to try  
3 and solve them.

4 LEGISLATOR JACOBS: I agree.

5 CHAIRWOMAN GONSALVES: Thank you  
6 very much. All those in favor of E-58  
7 signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (Nay.)

11 The item passes four to three.

12 The next item is E-59 with DPW  
13 and Cameron Engineering & Associates, L.L.P.  
14 Motion, please.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR KOPEL: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Kopel.

20 MR. ARNOLD: E-59 is a contract  
21 amendment with Cameron. They are also doing  
22 our on-call traffic work. This amendment  
23 increases the cap by \$400,000 and it also  
24 extends the contract till the end of 2015.

25 CHAIRWOMAN GONSALVES: Any

1 Rules Committee/5-4-15

2 questions for Mr. Arnold?

3 (No verbal response.)

4 Is there any public comment?

5 (No verbal response.)

6 There being none, all those in  
7 favor of E-59 signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (Nay.)

11 The item passes four to three.

12 The next item is E-60 with DPW

13 and Nelson & Pope.

14 Motion, please.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR KOPEL: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Kopel. Mr. Arnold.

20 MR. ARNOLD: Again, this is an  
21 amendment to an on-call traffic engineering  
22 consulting agreement. This raises the cap  
23 by \$400,000 and extends it to the end of  
24 2015.

25 CHAIRWOMAN GONSALVES: Any

1 Rules Committee/5-4-15

2 questions for Mr. Arnold on this contract?

3 (No verbal response.)

4 Is there any public comment?

5 (No verbal response.)

6 There being none, all those in  
7 favor of E-60 signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (Nay.)

11 The item passes four to three.

12 The next one is E-61 with DPW and  
13 M&J Engineering, Inc.

14 Motion, please.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR KOPEL: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Kopel. Let's go, Mr. Arnold.

20 MR. ARNOLD: M&J is an on-call  
21 traffic contractor. We are extending their  
22 contract to the end of 2015. There is no  
23 cap necessary. A point of note, this is an  
24 MWBE company.

25 LEGISLATOR JACOBS: Minority

1 Rules Committee/5-4-15

2 Leader.

3 LEGISLATOR ABRAHAMS: Yes, if I  
4 may, Madam Chair. And this is a contract  
5 that expired December last year and being  
6 presented to us now. Have they done any  
7 work between January and now?

8 MR. ARNOLD: No, they have not.

9 LEGISLATOR ABRAHAMS: Good. And  
10 obviously, generically, I just want to go  
11 through any communications that have taken  
12 place; any emails between the vendor and the  
13 county before the RFP process on this  
14 contract?

15 MR. ARNOLD: Well, this RFP  
16 process goes back, because this is an  
17 amendment, this goes back to I think 2011 or  
18 2012, so during that time there would not  
19 have been any communications, but since then  
20 after the award of the original contract, we  
21 would be speaking to these firms if they had  
22 assigned work to them.

23 LEGISLATOR ABRAHAMS: Speaking to  
24 them but not about their actual RFP?

25 MR. ARNOLD: No. Again, during

1 Rules Committee/5-4-15

2 any RFP process, all questions on, contract  
3 questions have to come in writing to the  
4 commissioner's office and they're responded  
5 to by addenda.

6 LEGISLATOR ABRAHAMS: Okay.

7 CHAIRWOMAN GONSALVES: Any public  
8 comment?

9 (No verbal response.)

10 There being none, all those in  
11 favor of Contract E-61 signify by saying  
12 aye.

13 (Aye.)

14 Any opposed?

15 (Nay.)

16 The item passes four to three.

17 Next contract is E-62 with DPW  
18 and Schneider Engineering, P.L.L.C.

19 Motion, please.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR KOPEL: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Kopel.

25 MR. ARNOLD: E-62 is a contract

1 Rules Committee/5-4-15  
2 amendment for on-call traffic engineering  
3 services with Schneider Engineering. This  
4 will raise the cap by \$400,000 and extend it  
5 to the end of 2015.

6 CHAIRWOMAN GONSALVES: Any  
7 questions of Mr. Arnold on this contract?

8 (No verbal response.)

9 Is there any public comment?

10 (No verbal response.)

11 There being none, all those in  
12 favor of E-62 signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (Nay.)

16 The contract passes four to  
17 three.

18 The next contract is E-65 with  
19 district attorney and Family and Children's  
20 Association.

21 Motion, please.

22 LEGISLATOR DUNNE: So moved.

23 LEGISLATOR KOPEL: Second.

24 CHAIRWOMAN GONSALVES: Moved by  
25 Legislator Dunne, seconded by Legislator

1 Rules Committee/5-4-15

2 Kopel.

3 MR. MCMANUS: Bob McManus,  
4 District Attorney's Office. This contract  
5 is grant funded and it will be used for the  
6 Hempstead Community Improvement Project.  
7 This agreement with Family and Children  
8 provides a variety of services to address  
9 the needs of previously incarcerated  
10 individuals to improve their chances at  
11 rebuilding their lives as productive members  
12 of the community and will also emphasize  
13 engaging at risk youth in constructive  
14 activities to reduce gang involvement.

15 CHAIRWOMAN GONSALVES: Any  
16 questions of Mr. McManus on this item?

17 LEGISLATOR JACOBS: I have a  
18 question. Hi. I just wanted to ask this  
19 question. This is obviously very close to  
20 my heart for Family and Children's  
21 Association. Was this bid out?

22 MR. MCMANUS: Initially, when  
23 this program began approximately five years  
24 ago, it was bid out. But it's been  
25 continued now I guess, as I said, five or

1 Rules Committee/5-4-15

2 six years.

3 LEGISLATOR JACOBS: It looks to  
4 me like the contract expired back in  
5 probably around July, the end of June 2014.

6 MR. MCMANUS: The previous  
7 contract expired. What happened with this  
8 was, the funding is from a new grant called  
9 the Gun Involved Violence Elimination  
10 Program which has succeeded the Operation  
11 Impact Grant. The grant was awarded to us  
12 late last year and, since that time, there  
13 were detailed discussions with the state in  
14 regard to how we could use the funding.

15 LEGISLATOR JACOBS: I thank you  
16 very much.

17 MR. MCMANUS: Thank you.

18 CHAIRWOMAN GONSALVES: Mr.  
19 Budnick, hold on.

20 LEGISLATOR JACOBS: Give me one  
21 second. I just wanted to explain to you  
22 that, and I think you understand, that a no  
23 vote today in our mind is making a statement  
24 of the need for proper securement and  
25 passage, a true open and transparent bill



1 Rules Committee/5-4-15  
2 for contracts. It has nothing to do with  
3 Family & Children Services which I think are  
4 fabulous.

5 MR. MCMANUS: Yes. Mr. Abrahams  
6 explained that.

7 LEGISLATOR JACOBS: Thank you.

8 CHAIRWOMAN GONSALVES: Yes,  
9 Mr. Budnick.

10 MR. BUDNICK: I'm also concerned  
11 that this is going through the District  
12 Attorney's Office, which is our county  
13 prosecutor, and serves in a courtroom  
14 situation to prosecute people who may be the  
15 same people who are involved in the receipt  
16 of services of these grants and there may be  
17 an inherent conflict in that.

18 There is also another problem  
19 with the District Attorney's Office. I'm  
20 going to hand up copies of a page of April  
21 14th Newsday about a settlement involving  
22 the District Attorney's Office for \$1.3  
23 million that strangely enough is not going  
24 to be paid for by the county, number one;  
25 and, number two, was arrived at in federal

1 Rules Committee/5-4-15

2 court upon allegations that large  
3 contributors to the District Attorney's  
4 campaign funds were getting preferential  
5 treatment to the extent that the District  
6 Attorney's Office was prosecuting and  
7 arresting people without sufficient  
8 reasonable cause that resulted in a \$1.3  
9 million judgement against the District  
10 Attorney's Office and the county, I'm not  
11 100 percent sure, but I would like to hand  
12 this up, and began to question the integrity  
13 of that office based upon this situation  
14 which I find shocking, to say the least.

15 CHAIRWOMAN GONSALVES:

16 Mr. Budnick, give it to the clerk. Thank  
17 you, Mr. Budnick. There being no other  
18 comments, all those in favor of E-65 signify  
19 by saying aye.

20 (Aye.)

21 Any opposed?

22 (Nay.)

23 The item passes four to three.

24 The next item is Item E-66,  
25 contract with District Attorney and Nassau

1 Rules Committee/5-4-15

2 BOCES.

3 Motion, please.

4 LEGISLATOR DUNNE: So moved.

5 LEGISLATOR KOPEL: Second.

6 CHAIRWOMAN GONSALVES: Moved by  
7 Legislator Dunne, seconded by Legislator  
8 Kopel. Mr. McManus.

9 MR. MCMANUS: Yes, ma'am. This  
10 is also a grant funded contract this time  
11 for Nassau BOCES for the same program.

12 In this case, the agreement is to  
13 provide job development services to the  
14 aforementioned previously incarcerated  
15 individuals. This item just for your  
16 information did not go out to bid because of  
17 the unique ability of Nassau BOCES to  
18 provide job development and educational  
19 services to this type of community.

20 CHAIRWOMAN GONSALVES: Any  
21 questions of Mr. McManus on this item?

22 (No verbal response.)

23 Is there any public comment?

24 John Budnick.

25 MR. BUDNICK: Honorable members

1 Rules Committee/5-4-15  
2 of the County Legislature. You may or may  
3 not be aware that until some time in the  
4 1990s, there was an agency of Nassau County  
5 government called the Criminal Justice  
6 Coordinating Council which is set up outside  
7 and independently of the District Attorney's  
8 Office because of the inherent possible  
9 conflict of interest of some of these  
10 things.

11 Also, I don't understand why this  
12 contract is going through the District  
13 Attorney's Office, as opposed to the  
14 probation department or another agency that  
15 does not serve as the primary prosecutor for  
16 our county.

17 I'm concerned that some of the  
18 data that it could conceivably come into  
19 contact with could create a conflict of  
20 interest in a courtroom setting. Thank you  
21 very much.

22 CHAIRWOMAN GONSALVES: Thank you,  
23 Mr. Budnick. Ms. Mereday.

24 MS. MEREDAY: Meta Mereday,  
25 Wesley Street, Baldwin. I concur with

1 Rules Committee/5-4-15

2 Mr. Budnick but for a different reason with  
3 regard to the comment that Nassau BOCES had  
4 unique characteristics that warranted it  
5 being the sole source to receive the  
6 opportunity and the funding for this.

7 I would definitely challenge that  
8 because we have quite a few programs that do  
9 not have as much of an investment, or should  
10 say do not derive as much of an investment  
11 from this county and our tax dollars than  
12 BOCES.

13 So I would hope that the other  
14 side is opposed to what seems to just be a  
15 regular rubber stamping four to three  
16 situation, that we can kind of think outside  
17 the box and try to incorporate some of the  
18 programs, successful programs that are  
19 working in school districts to try to be  
20 more proactive to address some of the issues  
21 that our young people are facing who are not  
22 in jail. So if we can start looking at that  
23 and start working with more of the  
24 community-based organizations and give them  
25 the opportunity similar to what I mentioned

1 Rules Committee/5-4-15

2 earlier, this could be a good opportunity  
3 for some outreach and subcontracting into a  
4 lot of these communities that have  
5 successful programs that we can better serve  
6 and provide more opportunities as opposed to  
7 the same people getting these consulting  
8 contracts and what I often term as a  
9 sweetheart deal, we have a lot of sweetheart  
10 deals around here and we need to kind of  
11 break that up as well. Thank you.

12 MR. MCMANUS: Ms. Gonsalves, may  
13 I just comment?

14 CHAIRWOMAN GONSALVES: Go ahead.

15 MR. MCMANUS: I just wanted to  
16 say that this program deals with people who  
17 have served time in prison, convicted  
18 felons, people have who committed very  
19 serious crimes in some cases.

20 It is not always appropriate, in  
21 fact, it may not be appropriate at all to  
22 have this type of individual working in a  
23 regular school district -- excuse me,  
24 attending classes in a regular school  
25 district. There are various issues involved

1 Rules Committee/5-4-15

2 with that. It's not as simple as that.

3 CHAIRWOMAN GONSALVES: Thank you  
4 very much, Mr. McManus.

5 MS. MEREDAY: For clarification,  
6 that's not what I said. I never said --

7 CHAIRWOMAN GONSALVES: Excuse me,  
8 Ms. Mereday.

9 MS. MEREDAY: With all due  
10 respect, if someone is going to make an  
11 expersion against me or what my statement  
12 is, I do have the right as my own freedom of  
13 speech to defend my statements if there are  
14 misperceptions about it.

15 I never said that I was looking  
16 for opportunities for anyone who has  
17 committed any crime to be involved. I said,  
18 there are other programs that are well aware  
19 and well intentioned in terms of providing  
20 resources for the re-intervention process.  
21 I'm well aware of that.

22 I'm just saying that Nassau BOCES  
23 is well funded. I'm just not of the belief  
24 that they are well suited for this project.

25 So, if you are going to misquote

1 Rules Committee/5-4-15

2 me, as a journalist, and you all want to  
3 have a problem with what media says about  
4 you, I'm not going to be misquoted from the  
5 other side of the table. Thank you.

6 CHAIRWOMAN GONSALVES: Thank you,  
7 Ms. Mereday. Legislator Rhoads.

8 LEGISLATOR RHOADS: Thank you,  
9 Madam Chair. If I could just have the  
10 District Attorney's representative back up  
11 for a moment.

12 Just as a follow-up to the point  
13 made by Mr. Budnick, a prior speaker, is  
14 there a reason why this contract is going  
15 through the District Attorney's Office as  
16 opposed to the probation department given  
17 the fact that there may be an appearance at  
18 least of a potential conflict of interest?

19 MR. MCMANUS: In terms of, we  
20 have had, for a number of years now, through  
21 the Hempstead project, there have been  
22 various services provided to individuals who  
23 have previously been incarcerated.

24 As to why we made a decision to  
25 get involved with those activities, I think



1 Rules Committee/5-4-15  
2 because obviously it's very difficult for  
3 those individuals to be re-integrated into  
4 the community, and also it's one of the  
5 major problems and it's eventual gang  
6 participation. So I think its seen by the  
7 District Attorney's Office as a way to  
8 reduce crime.

9 LEGISLATOR RHOADS: Are those  
10 functions that could be handled by the  
11 probation department as opposed to the  
12 District Attorney's Office?

13 MR. MCMANUS: I really can't  
14 answer that. I will bring that up to the  
15 office and get a response for you.

16 LEGISLATOR RHOADS: I appreciate  
17 that. Thank you.

18 CHAIRWOMAN GONSALVES: There  
19 being no other comment, all those in favor  
20 E-66 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 The item passes four to three.

25 The next item is Item E-67 with

1 Rules Committee/5-4-15

2 County Clerk and Albrecht, Viggiano, Zureck  
3 & Company, P.C.

4 Motion, please.

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR KOPEL: Second.

7 CHAIRWOMAN GONSALVES: Moved by  
8 Legislator Dunne, seconded by Legislator  
9 Kopel. Yes, sir.

10 MR. IANNUCCI: Good afternoon.  
11 I'm Francis Iannucci, Deputy County Clerk,  
12 Nassau County.

13 This is a personal services  
14 contract with the accounting firm Albrecht,  
15 Viggiano, Zureck & Company. We've asked  
16 them to perform an independent review on the  
17 new software that we're going to implement  
18 in regards to the accounting portion.

19 CHAIRWOMAN GONSALVES: Any  
20 questions of Mr. Iannucci?

21 (No verbal response.)

22 Is there any public comment?

23 (No verbal response.)

24 There being none, all those in  
25 favor of E-67 signify by saying aye.

1 Rules Committee/5-4-15

2 (Aye.)

3 Any opposed?

4 (Nay.)

5 The contract passes four to  
6 three.

7 Next is Item E-68, contract with  
8 OMB and Nassau Health Care Corporation.

9 Motion, please.

10 LEGISLATOR DUNNE: So moved.

11 LEGISLATOR KOPEL: Second.

12 CHAIRWOMAN GONSALVES: Moved by  
13 Legislator Dunne, seconded by Legislator  
14 Kopel. Who is here to speak on this item,  
15 contract E-68, OMB and Nassau Healthcare  
16 Corporation. Roseann.

17 MS. D'ALLEVA: Actually, I'm  
18 sorry, I don't have the item with me. What  
19 is it in reference to? I believe we have an  
20 item for occupational testing.

21 CHAIRWOMAN GONSALVES: The  
22 contract is to provide certain medical  
23 services to meet federal and New York State  
24 regulations for various departments  
25 including Parks, Probation, DPW, Health, and

1 Rules Committee/5-4-15

2 CPD and the Sheriff, Correction Department,  
3 together with any other county departments  
4 that may require such services. Services to  
5 be provided by the contractor include  
6 occupational health services from the  
7 division of occupational health services  
8 located at NUMC which consist of physical  
9 exams, other screening and diagnostic tests  
10 and certain immunizations as required by  
11 applicable Occupational Safety and Health  
12 Act, by OSHA and PESHA regulations. Got it?

13 MS. D'ALLEVA: That's it.

14 CHAIRWOMAN GONSALVES: I did it  
15 for you.

16 MS. D'ALLEVA: And did it well,  
17 may I add.

18 CHAIRWOMAN GONSALVES: All I did  
19 was read. Any questions of Roseann  
20 regarding this item?

21 (No verbal response.)

22 Is there any public comment?

23 (No verbal response.)

24 There being none, all those in  
25 favor of E-68 signify by saying aye.

1 Rules Committee/5-4-15

2 (Aye.)

3 Any opposed?

4 (Nay.)

5 The item passes four to three.

6 The next item is E-69, contract  
7 with County Attorney and Ultimate Process  
8 Service, Inc.

9 Motion, please.

10 LEGISLATOR RHOADS: So moved.

11 LEGISLATOR DUNNE: Second.

12 CHAIRWOMAN GONSALVES: Moved by  
13 Legislator Rhoads, seconded by Legislator  
14 Dunne. Who is here to speak on this item?  
15 Lisa.

16 MS. LOCURTO: Good afternoon  
17 legislators. This is a contract amendment  
18 to an existing contract. The contract  
19 amendment is to provide for process servers  
20 in connection with our misdemeanor DWI  
21 forfeiture program and also to provide  
22 process servers for our family court bureau.

23 CHAIRWOMAN GONSALVES: Questions  
24 for Ms. Locurto?

25 (No verbal response.)

1 Rules Committee/5-4-15

2 Is there any public comment?

3 (No verbal response.)

4 There being none, all those in  
5 favor of E-69 signify by saying aye.

6 (Aye.)

7 Any opposed?

8 (Nay.)

9 The item passes four to three.

10 The next item is E-70, a contract  
11 with County Attorney and Vecchione,  
12 Vecchione & Connors, L.L.P.

13 Motion, please.

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR RHOADS: Second.

16 CHAIRWOMAN GONSALVES: Moved by  
17 Legislator Dunne, seconded by Legislator  
18 Rhoads. Lisa, I guess it's you.

19 MS. LOCURTO: Yes. This is also  
20 a contract amendment to continue to provide  
21 legal services for the defense in our  
22 worker's compensation claims. The terms  
23 being extended till June 15th of this year.  
24 The scope of the services are to represent  
25 and defend the county before the New York

1 Rules Committee/5-4-15

2 State Board of Compensation, Worker's  
3 Compensation. If there are any other  
4 questions?

5 CHAIRWOMAN GONSALVES: I'm going  
6 to ask for a motion to table.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR KOPEL: Second.

9 CHAIRWOMAN GONSALVES: Moved by  
10 Legislator Dunne, seconded by Legislator  
11 Kopel. All those in favor?

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The item is tabled, 7 to 0.

16 The next item is Contract E-71  
17 with DPW and H2M Corporation, P.C.

18 Motion, please.

19 LEGISLATOR KOPEL: So moved.

20 LEGISLATOR DUNNE: Second.

21 CHAIRWOMAN GONSALVES: Moved by  
22 Legislator Kopel, seconded by Legislator  
23 Dunne. You're back again, Mr. Arnold.

24 MR. ARNOLD: Ken Arnold, Public  
25 Works. E-71 is a contract amendment with

1 Rules Committee/5-4-15

2 H2M Engineers. They are providing  
3 construction management services for the  
4 rehabilitation of the East Hills pump  
5 station. There is no financial increase on  
6 the contract, just the time.

7 CHAIRWOMAN GONSALVES: Any  
8 questions of Mr. Arnold on this item?

9 (No verbal response.)

10 Is there any public comment?

11 (No verbal response.)

12 There being none, all those in  
13 favor of Contract E-71 signify by saying  
14 aye.

15 (Aye.)

16 Any opposed?

17 (Nay.)

18 The item passes four to three.

19 The next item is Item E-72 with  
20 Parks and Long Island Convention and  
21 Visitors Bureau, Inc.

22 Motion, please.

23 LEGISLATOR DUNNE: So moved.

24 LEGISLATOR KOPEL: Second.

25 CHAIRWOMAN GONSALVES: Moved by



1 Rules Committee/5-4-15

2 Legislator Dunne, seconded by Legislator  
3 Kopel. Who is here? Ms. Krieb.

4 MS. KRIEB: Eileen Krieb,  
5 Department of Parks.

6 CHAIRWOMAN GONSALVES: What can  
7 you tell us, Eileen?

8 MS. KRIEB: This is a service  
9 agreement between LICVB and Nassau County.  
10 It was bid out through an RFP. They were  
11 the only bidder and according to the New  
12 York State Hotel and Motel Tax Law, this is  
13 part of the legislation that this type of  
14 service is funded through Hotel-Motel where  
15 a percentage is given on an annual basis and  
16 this contract is for two years.

17 CHAIRWOMAN GONSALVES: Any  
18 questions of Eileen?

19 (No verbal response.)

20 Is there any public comment?

21 (No verbal response.)

22 There being none, all those in  
23 favor of E-72 signify by saying aye.

24 (Aye.)

25 Any opposed?

1 Rules Committee/5-4-15

2 (Nay.)

3 The item passes four to three.

4 The next item is E-73, contract  
5 with TPVA and Quest Computer Products, Inc.  
6 Motion, please.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR KOPEL: Second.

9 CHAIRWOMAN GONSALVES: Moved by  
10 Legislator Dunne, seconded by Legislator  
11 Kopel. Who is here to speak on this item?  
12 Anybody? This is with TPVA and Quest  
13 Computer Services. Connie, are you going to  
14 speak on it?

15 MS. PETRUCCI: I am not going to  
16 speak on the item but I will have somebody  
17 here in ten minutes.

18 CHAIRWOMAN GONSALVES: Okay. I  
19 will table it. Motion to table.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR KOPEL: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Kopel. All those in favor of tabling E-73  
25 signify by saying aye.

1 Rules Committee/5-4-15

2 (Aye.)

3 Any opposed?

4 (Nay.)

5 The item is tabled four to three.

6 We are now moving to E-76,  
7 contract with the District Attorney and  
8 PEACE After School Program, Inc.

9 Motion, please.

10 LEGISLATOR DUNNE: So moved.

11 LEGISLATOR KOPEL: Second.

12 CHAIRWOMAN GONSALVES: Moved by  
13 Legislator Dunne, seconded by Legislator  
14 Kopel.

15 MR. MCMANUS: Bob McManus,  
16 District Attorney's Office. This agreement  
17 is for the District Attorney's Office to  
18 utilize forfeiture funds to provide funding  
19 for the PEACE After School Program which  
20 runs a free summer camp for children in the  
21 Terrace Avenue area of Hempstead. The  
22 purpose of the camp is to engage children in  
23 early socialization activities and juvenile  
24 delinquency prevention activities during the  
25 period of the year when school is not in

1 Rules Committee/5-4-15

2 session.

3 CHAIRWOMAN GONSALVES: Are there  
4 any questions of Mr. McManus on this item?  
5 Minority Leader Abrahams.

6 LEGISLATOR ABRAHAMS: Obviously,  
7 under the circumstances, this would be  
8 something that we would gladly support. Who  
9 wouldn't support after school programming  
10 and free camps? But I do want to ask you,  
11 the PEACE After School Program, how were  
12 they selected? RFP process, I'm guessing?

13 MR. MCMANUS: I'm not sure about  
14 that, sir. I think it was started a few  
15 years back under Ms. Inez Dingle, who has  
16 since passed. I'm not sure if it went out  
17 to bid.

18 These are forfeiture funds that  
19 the District Attorney can use on a  
20 discretionary basis for programs that are  
21 designed to prevent criminal activity. I  
22 will be happy to detail the history for you  
23 and provide that to you.

24 LEGISLATOR ABRAHAMS: Okay. I  
25 would think that even though you're using

1 Rules Committee/5-4-15

2 forfeiture funds, I would still think it  
3 would have to fall through the RFP process  
4 when awarding the contract to a particular  
5 vendor. Who's to say that somebody else may  
6 feel they could provide after school  
7 programs?

8 MR. MCMANUS: Absolutely correct  
9 about that. First of all, as I said, I will  
10 get that information to you in terms of when  
11 the program first started, and we would also  
12 look at other programs too. It's not a  
13 District Attorney, as I know you are aware,  
14 is always happy to support programs for our  
15 children whenever possible.

16 LEGISLATOR ABRAHAMS: Of course.  
17 Thank you. Is there any public comment?

18 (No verbal response.)

19 There being none, all those in  
20 favor of Contract E-76 signify by saying  
21 aye.

22 (Aye.)

23 Any opposed?

24 (Nay.)

25 The item passes four to three.

1 Rules Committee/5-4-15

2 The next one is E-77, contract  
3 with District Attorney and Safe Center LI,  
4 Inc.

5 Motion, please.

6 LEGISLATOR DUNNE: So moved.

7 LEGISLATOR KOPEL: Second.

8 CHAIRWOMAN GONSALVES: Moved by  
9 Legislator Dunne, seconded by Legislator  
10 Kopel. Mr. McManus.

11 MR. MCMANUS: Yes. In this case  
12 the District Attorney's Office is providing  
13 funding for the Safe Center to conduct a 24  
14 hotline for victims of domestic violence,  
15 rape and sexual assault. The hotline  
16 facilitates crisis intervention and operates  
17 in conjunction with the safe center's police  
18 partnership project, which is a  
19 collaboration between the Safe Center, the  
20 Nassau County Police Department, and the  
21 eight local police departments within the  
22 county.

23 CHAIRWOMAN GONSALVES: Any  
24 comments, questions? Legislator Jacobs.

25 LEGISLATOR JACOBS: Mr. McManus,

1 Rules Committee/5-4-15  
2 once again, just, for my own self, to  
3 explain that I think the Safe Center does a  
4 phenomenal job. This has nothing to do with  
5 the Safe Center itself, but the process here  
6 that we feel here should be in black and  
7 white and we make certain that all bases are  
8 covered. So I'm voting no but not against  
9 the Safe Center.

10 MR. MCMANUS: Thank you.

11 CHAIRWOMAN GONSALVES: Any  
12 comments from the public? Ms. Mereday.

13 MS. MEREDAY: I don't know how  
14 much longer I can stay here. Meta J.  
15 Mereday, 758 Wesley Street, Baldwin. First  
16 of all, I definitely want to applaud the  
17 DA's office and any related agencies with  
18 regard to addressing the issues of domestic  
19 violence which is truly on the rise in  
20 Nassau County.

21 But I continue to question why we  
22 do not have similar outreach and support and  
23 immediate programs to assist our veterans  
24 and their families. Considering that there  
25 is an increase in the military with regard

1 Rules Committee/5-4-15

2 to sexual assault and domestic violence, we  
3 are not living in a vacuum that it doesn't  
4 occur here. So, we are not looking at some  
5 of the proactive mechanisms that we can  
6 incorporate through the limited resources in  
7 our department of veteran services, and we  
8 do not have mobile outreach to address the  
9 issues and concerns on site with immediacy  
10 as it pertains to veterans.

11 So I'm just trying to hopefully  
12 spur or spark the imagination or the  
13 innovation of our county representatives who  
14 once again are administering the budgets of  
15 the hard earned funding of the taxpayers.

16 Since Long Island is home to the  
17 largest veteran population in the state as  
18 well as in the northeast corridor, we have a  
19 significant problem here.

20 So, I would like to see at some  
21 point some resolution with some funding  
22 whether it comes from forfeiture sales taxes  
23 or any other ongoing process that we can do  
24 something a little bit more proactive and  
25 have more of a Safe Center or mobile unit to



1 Rules Committee/5-4-15

2 assist our veterans.

3 I know in the Town of Hempstead  
4 they are applauding their efforts with a  
5 veteran mobile unit but we still don't see  
6 anything that provides mobility and  
7 accessibility to help our veterans who are  
8 going through crisis and then that leads to  
9 them increasing in substance abuse, domestic  
10 violence, and issues of homicide and  
11 suicide. Thank you.

12 LEGISLATOR DUNNE: Yes. The  
13 County of Nassau has chosen, has opted in to  
14 having a veterans court, so when there is a  
15 domestic violence, DWI, when there is any  
16 kind of problem that a veteran has coming  
17 home from Iraq or Afghanistan, a family  
18 member acting out, or the veteran acting  
19 out, not being able to come to terms with  
20 the real life again after the horrors of  
21 war, the veterans court will hear, there are  
22 specific judges that will hear the veterans  
23 case, and refer them to this help or the  
24 veterans administration rather than  
25 prosecute, they will be treated, rather than

1 Rules Committee/5-4-15

2 be put in jail, they will be taken care of,  
3 and the family too. Because it's not just  
4 the veteran, it's the children that haven't  
5 had mom or dad home in God knows how many  
6 months, or the wife, or the husband, who the  
7 spouse comes home with a missing limb or  
8 whatever.

9 It's a very, very temperamental,  
10 really hard thing to deal with, but,  
11 fortunately, Sal Watka stated in the State  
12 of New York, a veterans court, and we have  
13 been very active in that. Is that correct,  
14 Mr. McManus? The District Attorney has been  
15 active in that and we have that service.

16 It's very little known to people  
17 but the bar association has been made aware  
18 of it so that their clients do ask to go to  
19 veterans court if in fact they are a  
20 returning veteran.

21 MS. MEREDAY: And, just so you  
22 are aware of it, Legislator Dunne, and I  
23 definitely appreciate and thank you for your  
24 service and your work our veterans, I was  
25 very much involved with the implementation

1 Rules Committee/5-4-15  
2 of the veterans court in Nassau County, as I  
3 helped to implement it in the Commonwealth  
4 of Pennsylvania, and my organization there  
5 was applauded by the state legislature of  
6 both houses in the Commonwealth of  
7 Pennsylvania.

8 So, I have significant history  
9 with regard to that, but, unfortunately,  
10 Nassau County does not incorporate unless  
11 they have changed in the last two years.  
12 They don't include the DWI and DUI offenses.  
13 Those are still a part of the main court.

14 LEGISLATOR DUNNE: Well, that was  
15 the choice of the District Attorney in this  
16 county. The other counties do include it.  
17 This county is lacking on that and maybe we  
18 will see a change in the near future with  
19 your help.

20 MS. MEREDAY: Yes. Well, I would  
21 definitely like to see that happen but, as I  
22 said, I would like to see us earmark a  
23 little more funding to the strapped and  
24 overworked, I think two and a half people  
25 who are in the veterans service agency.

1 Rules Committee/5-4-15

2 We're doing a lot of extensions on contracts  
3 and hiring people and appointing people, and  
4 if you're not working for Nassau County, you  
5 seem to be working for the medical center.

6 So, I'm just hoping that we can  
7 start looking at redirecting these funds  
8 that our taxes are getting directed to to  
9 get more boots on the ground, so to speak,  
10 to address the issues of our veterans right  
11 here in Nassau County. Thank you.

12 LEGISLATOR DUNNE: But this thing  
13 that we are talking about right now is a  
14 veterans court, and if you would like to  
15 further investigate or work on getting the  
16 DWIs, I will be happy to work with you.

17 MS. MEREDAY: Not a problem.

18 LEGISLATOR DUNNE: Thank you so  
19 much.

20 CHAIRWOMAN GONSALVES: Any other  
21 comments?

22 (No verbal response.)

23 There being none, all those in  
24 favor of Contract E-77 signify by saying  
25 aye. Mr. Budnick. Fine, John, go ahead.

1 Rules Committee/5-4-15

2 MR. BUDNICK: This demonstrates  
3 where you're beginning to get into this  
4 conflict of interest problem. A number of  
5 weeks ago, a very large grant of about  
6 \$50,000 went through the District Attorney's  
7 Office to Mother's Against Drunk Driving.  
8 We hear that DWIs are not being serviced by  
9 the veterans court.

10 Here we have an inherent conflict  
11 of interest in the District Attorney's  
12 Office going one way or another. I'm just  
13 concerned that these inherent conflicts of  
14 interest are not building up upon one  
15 another, and it has to be looked at in terms  
16 of perhaps changing some of the modalities  
17 that county funds flow through to some of  
18 these agencies. That's all. Thank you.

19 CHAIRWOMAN GONSALVES: Thank you  
20 very much, Mr. Budnick. I think we are  
21 doing E-77. All those in favor of E-77  
22 signify by saying aye.

23 (Aye.)

24 Any opposed?

25 (Nay.)

1 Rules Committee/5-4-15

2 The item passes four to three.

3 Next one E-78, a contract with  
4 Police and Helinet Aviation Services, L.L.C.  
5 Motion, please.

6 LEGISLATOR DUNNE: So moved.

7 LEGISLATOR KOPEL: Second.

8 CHAIRWOMAN GONSALVES: Moved by  
9 Legislator Dunne, seconded by Legislator  
10 Kopel. Introduce yourself.

11 DEPUTY CHIEF CANAVAN: Deputy  
12 Chief Canavan, Nassau County Police  
13 Department, support services, and Sergeant  
14 Greg Stephanoff.

15 CHAIRWOMAN GONSALVES: Sergeant  
16 Greg Stephanoff, he's always here. I guess  
17 you being here is a treat.

18 DEPUTY CHIEF CANAVAN: Such a  
19 treat.

20 CHAIRWOMAN GONSALVES: The  
21 sergeant is always here. That's okay. He's  
22 very conscientious and does abide by his  
23 authority to be here. Go ahead. Let's go.

24 DEPUTY CHIEF CANAVAN: This was  
25 an RFP that was put out for a personal

1 Rules Committee/5-4-15  
2 services contract for the design and  
3 installation of a microwave downlink system.  
4 This was 75 percent funded by a grant,  
5 federal grant from the Department of  
6 Homeland Security and the United States  
7 Coast Guard.

8 The company that was selected was  
9 a company called Helinet. It was selected  
10 by a committee of eight members of the  
11 Nassau County Police Department from the  
12 aviation unit, the electronics squad and  
13 support services.

14 LEGISLATOR DUNNE: Just one  
15 question. This microwave, is that so they  
16 can cook while they're flying?

17 DEPUTY CHIEF CANAVAN: Absolutely.  
18 If anyone would like, I do have just a  
19 simple schematic of what a microwave  
20 downlink system is. Can I approach and pass  
21 these?

22 The downlink system, it  
23 incorporates basically three cameras, high  
24 powered cameras that you see on helicopters  
25 and whatnot. It's high definition video and

1 Rules Committee/5-4-15

2 also infrared video. It's the build out of  
3 three antennas on existing towers that the  
4 county owns, and the downlink system is  
5 basically a part now of what's going to be a  
6 regional system.

7 New York City already has a  
8 downlink system where we can stream live  
9 video from the aircraft to units on the  
10 ground, to anyone with a smart phone that  
11 has access, a tablet, or our command center.  
12 It can be used day-to-day operations like we  
13 saw yesterday for the Long Island Marathon  
14 for traffic control, things like that,  
15 disaster recovery, after we saw with  
16 Hurricane Sandy, or day-to-day operations,  
17 traffic control and whatnot.

18 It gives the people on the ground  
19 a good idea of what's going on just from a  
20 birds eye view in real time.

21 LEGISLATOR DUNNE: This is  
22 excellent. Thank you. We are coming into  
23 the 21st century. This is really good.

24 DEPUTY CHIEF CANAVAN: Yes, we  
25 are. Now, part of this system, New York



1 Rules Committee/5-4-15

2 City already has it built out. They have  
3 towers all the way up to the Alpine tower in  
4 New Jersey, and Suffolk County is in the  
5 process of building out their systems.

6 So, we will basically be  
7 interoperable with them to use their towers,  
8 their transmission equipment, they can use  
9 ours, and basically what it gives us is a  
10 bird's eye view of anywhere from Montauk  
11 Point all the way up to Sullivan County.

12 CHAIRWOMAN GONSALVES: Any  
13 questions of the deputy inspector?

14 (No verbal response.)

15 Is there any public comment?

16 (No verbal response.)

17 There being none, all those in  
18 favor of E-78 signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (Nay.)

22 The item passes four to three.

23 It looks like I missed a contract  
24 which was E-63, a contract with ARC and  
25 Smith Valuation Services, Inc. D/b/a

1 Rules Committee/5-4-15

2 Standard Valuation Services.

3 Motion, please.

4 LEGISLATOR DUNNE: So moved.

5 LEGISLATOR KOPEL: Second.

6 CHAIRWOMAN GONSALVES: Moved by

7 Legislator Dunne, seconded by Legislator

8 Kopel. Okay, Lisa.

9 MS. LOCURTO: This is a contract  
10 amendment with the Assessment Review  
11 Commission and the vendor to provide  
12 appraisal services. The contract has money  
13 existing in the contract. The purpose of  
14 the amendment is to just extend the term to  
15 cover additional services.

16 CHAIRWOMAN GONSALVES: Any  
17 comments? Kevan.

18 LEGISLATOR ABRAHAMS: How are  
19 you, Ms. Locurto?

20 MS. LOCURTO: Very good.

21 LEGISLATOR ABRAHAMS: Obviously I  
22 understand the complexity of the assessment  
23 system and I know we have been using  
24 standard evaluations for quite some time.

25 I do want to ask you in regards

1 Rules Committee/5-4-15

2 to the questions I have provided before --  
3 obviously this is tied into the standard  
4 evaluation expert decision making process in  
5 regards to tax certioraris; am I correct?

6 MS. LOCURTO: Correct. It's to  
7 provide expert consultation or to act as  
8 either a consultant or expert witness if  
9 necessary if we have to proceed to trial and  
10 they provide guidance in the assessment  
11 challenges. It's either at the grievance  
12 level or at the judicial phase when we're  
13 actually in court.

14 LEGISLATOR ABRAHAMS: The  
15 contract is a penny for what reason?

16 MS. LOCURTO: It's a penny. It's  
17 an amendment. Because there's already  
18 existing money. We're not recovering or  
19 asking for additional monies. The term of  
20 the contract has come to a point and that we  
21 are just extending the time is my  
22 understanding.

23 LEGISLATOR ABRAHAMS: Thank you.

24 MS. LOCURTO: You're welcome.

25 CHAIRWOMAN GONSALVES: Any public

1 Rules Committee/5-4-15

2 comment?

3 (No verbal response.)

4 There being none, all those in  
5 favor of E-63 signify by saying aye.

6 (Aye.)

7 Any opposed?

8 (Nay.)

9 The item passes four to three.

10 We are going back, I'm going to  
11 ask for a motion to suspend the rules.

12 LEGISLATOR KOPEL: So moved.

13 LEGISLATOR DUNNE: Second.

14 CHAIRWOMAN GONSALVES: Moved by  
15 Legislator Kopel, seconded by Legislator  
16 Dunne. All those in favor of suspending the  
17 rules signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 The rules are suspended. We have  
22 an item on the addendum, it's B-14, a  
23 contract with DPW and Woodstock Construction  
24 Group, Ltd.

25 LEGISLATOR KOPEL: So moved.

1 Rules Committee/5-4-15

2 LEGISLATOR DUNNE: Second.

3 CHAIRWOMAN GONSALVES: Moved by  
4 Legislator Kopel, seconded by Legislator  
5 Dunne. Brian.

6 MR. SCHNEIDER: Good afternoon,  
7 Brian Schneider from Public Works.

8 This is a construction contract  
9 for the rehabilitation for Milburn Creek  
10 Boat Basin, bulk head replacement and other  
11 site improvements. Milburn Creek Boat Basin  
12 is located on Atlantic Avenue on the border  
13 of Baldwin and Freeport. The lowest  
14 responsible bidder is Woodstock Construction  
15 of Oyster Bay.

16 The work will include the removal  
17 of existing bulk head, construction of 720  
18 feet new timber pylon and vinyl sheet  
19 bulkhead, 720 feet of new timber walkway,  
20 200 feet of floating dock, a kayak launch  
21 which will connect with the South Shore Blue  
22 Way Trail, a prefabricated restroom,  
23 concession stand, and various other site  
24 improvements.

25 As I said, the lowest responsible

1 Rules Committee/5-4-15

2 bidder is Woodstock Construction and we  
3 recommend awarding this contract to them.

4 CHAIRWOMAN GONSALVES: Any  
5 questions of Mr. Schneider on this item?  
6 Any public comment? Mr. Budnick, you have  
7 your hand up. I.

8 LEGISLATOR ABRAHAMS: Madam  
9 Presiding Officer, before the public  
10 comment?

11 CHAIRWOMAN GONSALVES: Yes,  
12 Minority Leader Abrahams.

13 LEGISLATOR ABRAHAMS: Thank you.  
14 And not to interrupt Ms. Mereday or Mr.  
15 Budnick, but I just want to, again, as we  
16 get ready to wrap up the Rules calendar, and  
17 we've been at this for almost two hours, I  
18 just want to make sure that the public is  
19 very aware that questions such as with whom  
20 did the vendor consult with, anyone in the  
21 county regarding bid specifications, was not  
22 addressed in this process today.

23 Did any county official or  
24 employee from outside the relevant county  
25 department have any input in preparation of

1 Rules Committee/5-4-15

2 the specifications, we don't know the answer  
3 to that on any of the contracts today.

4 Who communicated on behalf of the  
5 vendor? Any communication at all regarding  
6 the specifications of with or whom the  
7 county did communication with. We don't  
8 know if that was the case today.

9 These are several questions.  
10 Also, the selection process, did any members  
11 of the selection committee have any  
12 communications with outside, with anyone  
13 inside the county, or outside the county,  
14 regarding any of the bidders or their  
15 qualifications, we don't know the answers to  
16 that today.

17 Did these communications take  
18 place in person, via telephone, via email,  
19 via text, via correspondence by any other  
20 method, we don't know the answers to those  
21 today. How many of these communications  
22 occurred? We don't know that.

23 We voted for these contracts  
24 without knowing the proper disclosure and, I  
25 think from that standpoint, again, reaffirms

1 Rules Committee/5-4-15  
2 the fact why we voted no throughout this  
3 entire meeting, because basic questions  
4 regarding disclosure were not answered  
5 today. Thank you.

6 CHAIRWOMAN GONSALVES: Ms.  
7 Mereday.

8 MS. MEREDAY: Meta Mereday,  
9 Wesley Street, Baldwin, and I do have an  
10 actual official slip to this one.

11 Also, being a Baldwin resident,  
12 I'm concerned about, and now hearing from  
13 Minority Leader Abrahams with regard to  
14 that, I'm concerned about the potential in  
15 terms of the environmental study, if any was  
16 done. And also the impact on the residents  
17 in that area and that part of Baldwin, and,  
18 thirdly, there are a number of preserves in  
19 park areas, parklike areas, that come under  
20 the county's auspices in Baldwin that are an  
21 area of concern. It's unfortunate that  
22 Legislator Curran is not available because  
23 she and I and a number of residents from  
24 Baldwin as well as Freeport participated in  
25 the Earth Day activity two weeks ago in



1 Rules Committee/5-4-15

2 cleaning the Brookside Preserve which  
3 borders both of those locations.

4 It was appalling to me to see the  
5 condition of that preserve. Granted, it's  
6 not along the water. It's not utilized  
7 possibly as much as Milburn, but it is still  
8 an area of concern because it's an  
9 opportunity for the residents in Baldwin who  
10 already feel under-appreciated and  
11 over-taxed in this county to be able to have  
12 that moment with nature.

13 I have been working with the  
14 local officers from the First Precinct, as I  
15 mentioned to the officers who were leaving,  
16 it was actually one of my first  
17 opportunities in a while to stand before  
18 this body about five years ago when I tried  
19 to impassion many of you who sat behind that  
20 desk to support the funding at that point to  
21 have the First Precinct built, which would  
22 have been operational and they would have  
23 been in it at this point, but I am happy to  
24 say that finally there is a framework in  
25 place.

1 Rules Committee/5-4-15

2 After millions of dollars wasted,  
3 hours of conversation wasted, but I am  
4 encouraged that now we do have a framework  
5 in place so that our hard-working officers  
6 and members of the First Precinct can have a  
7 decent and safe place to represent our  
8 interests.

9 So the Brookside Preserve has a  
10 boardwalk that could be loosely compared to  
11 the Hurdy Kurdy Bridge out in the north west  
12 because of its danger to humans and animals.

13 I have been working with the  
14 police officers because there's been some  
15 homeless residents who have taken residence  
16 in that preserve on a regular basis, and we  
17 are concerned because young children often  
18 ride their bicycles through there and heaven  
19 forbid we have a child who gets lost or hurt  
20 or killed in that preserve because of the  
21 unsafe quality of that preserve.

22 CLERK MULLER: Your three minutes  
23 have expired.

24 MS. MEREDAY: Okay. I also want  
25 to again ask this body to administer those

1 Rules Committee/5-4-15

2 requirements that Minority Leader Abrahams  
3 has requested so that the Baldwin residents  
4 feel that our tax dollars are being  
5 effectively utilized.

6 Again, I don't want to have to  
7 come up to this body again when Newsday  
8 reports about somebody who has lost life or  
9 limb in the Brookside Preserve because it's  
10 under the auspices of Nassau County. The  
11 Town of Hempstead is like, that's not my  
12 problem, because I have already tried to ask  
13 them as well. Thank you.

14 CHAIRWOMAN GONSALVES:

15 Mr. Budnick. I want you to know that it  
16 must have been way back when, I believe  
17 maybe 12 years ago, when the question of  
18 preserving that property came up and I got  
19 no interest.

20 So, guess what, from the  
21 legislator who was there, and he's not here  
22 anymore, and I proceeded to make sure that  
23 that property was perpetually preserved. So  
24 I understand where you're coming from and I  
25 would not like to see it mistreated.

1 Rules Committee/5-4-15

2 LEGISLATOR JACOBS: And you know  
3 my background. I certainly don't want to  
4 see it mistreated either. But I did want to  
5 answer one thing that you had asked about.

6 The reason Legislator Curran is  
7 not here, in a way it's a good reason, but  
8 she's out of the country for her sister's  
9 wedding. She called us to apologize.  
10 Obviously that's pretty important. Okay?

11 CHAIRWOMAN GONSALVES: Let's go,  
12 Mr. Budnick.

13 MR. BUDNICK: Speaking as a  
14 former Nassau County Park Ranger, who served  
15 this location, make sure please that there  
16 are some sort of security arrangements and  
17 some sort of mechanism so that when people  
18 at this marina launch their cars as well as  
19 perhaps their boats, emergency services can  
20 be arranged as quickly as possible. Thank  
21 you.

22 CHAIRWOMAN GONSALVES: Thank you.  
23 Item B-14, all those in favor signify by  
24 saying aye.

25 (Aye.)

1 Rules Committee/5-4-15

2 Any opposed?

3 (Nay.)

4 The item passes four to three.

5 We have one more item on the  
6 addendum which is E-64, a contract with  
7 Social Services and the Safe Center LI, Inc.

8 Motion, please.

9 LEGISLATOR DUNNE: So moved.

10 LEGISLATOR KOPEL: Second.

11 CHAIRWOMAN GONSALVES: Moved by  
12 Legislator Dunne, seconded by Legislator  
13 Kopel. Who is here to speak on this item?

14 MS. PETRUCCI: Unfortunately we  
15 don't have anyone present at this time. We  
16 can have somebody here in about ten minutes.

17 CHAIRWOMAN GONSALVES: I'm going  
18 to table it and we'll have time to bring it  
19 up later.

20 Motion to table, please.

21 LEGISLATOR DUNNE: So moved.

22 LEGISLATOR KOPEL: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Dunne, seconded by Legislator  
25 Kopel. All those in favor of tabling Item

1 Rules Committee/5-4-15

2 E-64 signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (Nay.)

6 The item passes four to three,  
7 tabled.

8 We have an item to untable. That  
9 item is item E-73. A motion to untable,  
10 please.

11 LEGISLATOR KOPEL: So moved.

12 LEGISLATOR DUNNE: Second.

13 CHAIRWOMAN GONSALVES: Moved by  
14 Legislator Kopel, seconded by Legislator  
15 Dunne. All those in favor of untabling Item  
16 E-73 signify by saying aye.

17 (Aye.)

18 Any opposed?

19 (No verbal response.)

20 The item is untabled.

21 MR. RICH: Dave Rich, Deputy  
22 Director of Traffic and Parking Violations  
23 Agency. This is an encumbrance for \$75,000  
24 for a vendor for our IT system which has  
25 been in production since 1995.

1 Rules Committee/5-4-15

2 CHAIRWOMAN GONSALVES: Any  
3 questions of Mr. Rich on this item?

4 (No verbal response.)

5 Is there any public comment?

6 (No verbal response.)

7 There being none, all those in  
8 favor of E-73 signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (Nay.)

12 The item passes four to three.

13 Thank you, Mr. Rich. I am now  
14 going to put I believe Rules in recess and  
15 the next committee is the Public Safety  
16 Committee.

17 (Whereupon, the Rules Committee  
18 recessed at 3:19 p.m. and reconvened at 4:21  
19 p.m.)

20 CHAIRWOMAN GONSALVES: The Rules  
21 Committee is now reconvened and we will do  
22 the consent agenda first and then we'll do  
23 the individual items.

24 I begin with Item 140, 141, 142,  
25 143, 144, 145, 146, 147, 148, 149, 150. All

1 Rules Committee/5-4-15

2 the testimony from the committee are  
3 incorporated, please; 151, 153, 155, 156,  
4 157, 158, 159, 160, 161, 162, 163, 164, 165,  
5 170, 173, 174, 176, 177, 178, 179, 180, 188.

6 Then of course there were items  
7 on the addendum and the rules were already  
8 suspended. I believe the items on the  
9 addendum were 171, 172.

10 (Whereupon, the following are the  
11 minutes of the Public Safety Committee  
12 pertaining to Clerk Items 149, 157, 176,  
13 179, 5-4-15.)

14 CHAIRMAN DUNNE: The first item  
15 to come before this committee is Item  
16 149-15, an ordinance supplemental to the  
17 annual appropriations ordinance in  
18 connection with the Traffic Safety Board.  
19 Who do we have from the Traffic Safety  
20 Board. Mr. Chris Mistrion.

21 LEGISLATOR MACKENZIE: So moved.

22 LEGISLATOR MUSCARELLA: Second.

23 CHAIRMAN DUNNE: Motion by  
24 Legislator MacKenzie, seconded by Legislator  
25 Muscarella.



1 Rules Committee/5-4-15

2 MR. MISTRON: Christopher  
3 Mistron, Nassau County Traffic Safety, Stop  
4 DWI coordinator.

5 This particular item is actually  
6 for surplus money that existed in a prior  
7 year that we are moving forward to the 2015  
8 DWI grant. It's being distributed between  
9 the areas of enforcement, education,  
10 prosecution and adjudication.

11 CHAIRMAN DUNNE: Are there any  
12 questions from any of the legislators?

13 (No verbal response.)

14 Is there any public comment?

15 (No verbal response.)

16 There being none, all those in  
17 favor indicate by saying aye.

18 (Aye.)

19 Any against?

20 (No verbal response.)

21 So passes and goes on to the  
22 Finance Committee.

23 The next item to come before this  
24 committee is Item 157-15, an ordinance  
25 supplemental to annual appropriations

1 Rules Committee/5-4-15  
2 ordinance in connection with the District  
3 Attorney's Office.

4 LEGISLATOR MACKENZIE: So moved.

5 LEGISLATOR FORD: Second.

6 CHAIRMAN DUNNE: Motion by  
7 MacKenzie, seconded by Denise Ford. Mr.  
8 McManus is coming to the microphone. This  
9 item is 157.

10 MR. MCMANUS: This is a grant for  
11 the Crimes Against Revenue Program which  
12 endeavors to prosecute and investigate  
13 individuals and businesses whose illegal  
14 activities reduced the taxes collected by  
15 the State of New York.

16 CHAIRMAN DUNNE: Any legislators  
17 have any questions?

18 (No verbal response.)

19 Is there any public comment?

20 (No verbal response.)

21 There being none, all those in  
22 favor indicate by saying aye.

23 (Aye.)

24 Any against?

25 (No verbal response.)

1 Rules Committee/5-4-15

2 Passes on to the Finance  
3 Committee.

4 The next two items are with the  
5 police. Item 176-15 is a resolution  
6 authorizing the signing of a New York State  
7 Department of Transportation Supplemental  
8 Grant Agreement for funds to support the  
9 Nassau County Police Traffic Control and  
10 Enforcement for construction and maintenance  
11 projects;

12 And the second item is 179-15, is  
13 a resolution authorizing the signing of a  
14 New York State Department of Transportation  
15 Supplemental Grant Agreement for funds to  
16 support the Nassau County Police Traffic  
17 Control and Enforcement of High Occupancy  
18 Vehicle Traffic Laws on the Long Island  
19 Expressway.

20 LEGISLATOR MACKENZIE: So moved.

21 LEGISLATOR MUSCARELLA: Second.

22 CHAIRMAN DUNNE: Motion by  
23 MacKenzie, seconded by Muscarella. The  
24 first item I would like you to speak about  
25 is the 176-15.

1 Rules Committee/5-4-15

2 SERGEANT STEPHANOFF: Sergeant  
3 Greg Stephanoff. 176-15 is a resolution  
4 authorizing the police department to assist  
5 New York State DOT with their construction  
6 projects and we will assist with traffic and  
7 lane closures. It extends from 2016 through  
8 2018.

9 CHAIRMAN DUNNE: Any legislators  
10 have any questions?

11 (No verbal response.)

12 Is there any public comment?

13 (No verbal response.)

14 There being none, all those in  
15 favor of 176-15 indicate by saying aye.

16 (Aye.)

17 Any against?

18 (No verbal response.)

19 Passes on to Finance. The second  
20 part of that motion is 179-15.

21 SERGEANT STEPHANOFF: 179-15 is  
22 the HOV grant in the amount of \$992,000.  
23 This grant will be dedicated to special  
24 patrollers to enforce the HOV lanes for the  
25 Vehicle and Traffic Law.

1 Rules Committee/5-4-15

2 CHAIRMAN DUNNE: Any legislators  
3 have any questions?

4 (No verbal response.)

5 Is there any public comment?

6 (No verbal response.)

7 There being none, all those in  
8 favor indicate by saying aye.

9 (Aye.)

10 Any against?

11 (No verbal response.)

12 Passes and moves on to Finance.

13 SERGEANT STEPHANOFF: Thank you.

14 (Whereupon, the following are the  
15 minutes of the Planning Committee pertaining  
16 to Clerk Items 140, 158, 161, 5-4-15.)

17 CHAIRWOMAN SCHAEFER: Clerk Item  
18 140-15 is an ordinance making certain  
19 determinations pursuant to the State  
20 Environmental Quality Review Act and  
21 authorizing the county executive of the  
22 County of Nassau to accept on behalf of the  
23 County of Nassau an offer of purchase from  
24 the Dapice Trust of certain premises located  
25 in New York Park, County of Nassau, State of

1 Rules Committee/5-4-15

2 New York, said property known as part of  
3 Section 8, Block 211-12, Lot 101 on the land  
4 and tax map of the County of Nassau, and to  
5 accept on behalf of the County of Nassau an  
6 offer of purchase from Salvatore and  
7 Patricia Lupo of certain premises located in  
8 New Hyde Park, County of Nassau, State of  
9 New York, said property known as part of  
10 Section 8, Block 211-12, Lot 101 on the land  
11 and tax map of the County of Nassau and  
12 authorizing the county executive to execute  
13 a deed contract of sale and all pertinent  
14 documents in connection therewith to  
15 consummate the sale.

16 Can I have a motion?

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR FORD: Second.

19 CHAIRWOMAN SCHAEFER: Motion by  
20 Legislator Dunne, seconded by Legislator  
21 Ford. The item is before us. Is there  
22 anyone here to speak on this item?

23 MR. SERANDIS: Nicholas Serandis,  
24 Deputy County Attorney. This is the sale of  
25 property which is adjacent to the two

1 Rules Committee/5-4-15

2 homeowners that are listed in the ordinance.

3 The county had offered the  
4 property for sale to the adjacent homeowners  
5 as it is surplus property and not  
6 necessarily for county use.

7 The owners have agreed to accept  
8 the sale of these properties for the prices  
9 that are listed on the staff summary. They  
10 are both very small properties which won't  
11 affect the buildability in the not buildable  
12 lots. The sales were in accordance with the  
13 county and there was a planning commission  
14 action to subdivide the lot so it was one  
15 continuous lot and now it would have been  
16 subdivided.

17 We are asking approval for the  
18 sale so that the property can go out of  
19 county control and be added to the tax rolls  
20 of the county.

21 CHAIRWOMAN SCHAEFER: Is there  
22 any debate or discussion on this?

23 LEGISLATOR RHOADS: Just one,  
24 Madam Chairwoman.

25 CHAIRWOMAN SCHAEFER: Legislator

1 Rules Committee/5-4-15

2 Rhoads.

3 LEGISLATOR RHOADS: I do note in  
4 the backup that OSPAC had actually passed a  
5 verbal resolution recommending the sale of  
6 the entire lot. I know that it has been  
7 subdivided, but is the entire lot being  
8 sold?

9 MR. SERANDIS: No. The lot was  
10 behind three homeowners. Two lots were  
11 being sold to the adjacent homeowners, the  
12 other lot being retained by the county, the  
13 adjacent homeowner did not want to purchase  
14 the lot.

15 LEGISLATOR RHOADS: I think the  
16 concern, having sat on OSPAC, I know this is  
17 June of 2012, so I'm kind of straining my  
18 memory on this one, if I remember the  
19 property correctly, I think the concern is  
20 that the residual piece of county property  
21 would be a lot that we would not be able to  
22 gain access to, which is why we recommended  
23 the sale of the entire lot.

24 MR. SERANDIS: We did go through  
25 DPW and they didn't have any issue regarding



1 Rules Committee/5-4-15

2 that and neither did the Planning Commission  
3 at the time.

4 LEGISLATOR RHOADS: Well, just  
5 the concern is, if it is in fact that lot,  
6 I'm assuming we don't have any kind of photo  
7 of the overview of the area, the concern is  
8 that the county would own a piece of  
9 property that we wouldn't be able to get  
10 access to it if something happened on that  
11 piece of property.

12 I thought the concern was the  
13 potential for liability if someone were to  
14 enter that property and get hurt.

15 MR. SERANDIS: That is a concern  
16 and what we'll attempt to do is to offer the  
17 property back to sale to that owner or the  
18 owner directly adjacent to see if we can  
19 sell the property in the future.

20 LEGISLATOR RHOADS: I think  
21 that's why the suggestion was made that it  
22 all be done at the same time.

23 MR. SERANDIS: At that point  
24 there was a proposal that somebody was going  
25 to purchase the entire lot, and they would

1 Rules Committee/5-4-15

2 do that proposal, and then it was determined  
3 that the lot should be subdivided.

4 LEGISLATOR RHOADS: So the  
5 intention is to go back at this point to the  
6 two potential purchasers?

7 LEGISLATOR RHOADS: I believe  
8 it's always the intention of the county to  
9 try to get rid of all surplus lots. We run  
10 into this problem very often because  
11 occasionally we have a long strip of  
12 property behind several lots that some of  
13 the homeowners want to purchase and some  
14 don't, and we do attempt to sell the  
15 property to all of the adjoining owners so  
16 that the county is not left with what is  
17 essentially a land locked piece.

18 CHAIRWOMAN SCHAEFER: Any  
19 comments from any other legislators?  
20 Legislator Jacobs.

21 LEGISLATOR JACOBS: Just sort of  
22 piggybacking on what Legislator Rhoads just  
23 said. I'm confused also. If that doesn't  
24 happen, then passage of this through, and I  
25 realize today is not Full Leg, so that

1 Rules Committee/5-4-15

2 there's still two weeks to go, but that's a  
3 real problem if you don't have access, if  
4 something goes wrong there.

5 MR. SERANDIS: It does  
6 occasionally become a problem and there are  
7 many lots in the county which are land  
8 locked lots with the county or the towns or  
9 villages or other individuals that have  
10 access problems, and that's why we attempt  
11 to sell as many of these lots as we can. As  
12 you might be aware, the county owns, of  
13 these adjacent lots, we probably own 500 to  
14 1,000 pieces all throughout the county.

15 LEGISLATOR JACOBS: Let me ask a  
16 two edge question. Number one, I'm making  
17 an assumption, which is never a good idea,  
18 that this lot is green grass, or weeds or  
19 something; am I correct?

20 LEGISLATOR RHOADS: Legislator  
21 Jacobs, if it's the proposal I'm thinking  
22 of, I believe it's a wooded area.

23 LEGISLATOR JACOBS: Wooded area.

24 MR. WALSH: Yes. Kevin Walsh,  
25 Nassau County Real Estate Office. This area

1 Rules Committee/5-4-15  
2 is in New Hyde Park. I think it is an  
3 unimproved lot. Another option that I would  
4 certainly look at in the situation that you  
5 raise is a good point. If there is some  
6 sort of land lock property, that we would be  
7 sure to at least obtain an easement before  
8 we would transfer the property, an access  
9 easement so we can get to our lot.

10 LEGISLATOR JACOBS: But then one  
11 of these people, in this particular two  
12 parcels we're talking about, would have to  
13 agree that they would allow an easement if  
14 it's needed?

15 MR. WALSH: Yes. I will request  
16 to get at least an access easement to get  
17 access from one of the two if necessary.

18 Keep in mind, I think you raise a  
19 good point. Many times with these small  
20 lots behind a strip like Nick pointed out  
21 often times these people are already  
22 maintaining it, cutting the grass, et  
23 cetera, that's usually the situation.

24 LEGISLATOR JACOBS: I'm just  
25 worried because if you don't have that, and

1 Rules Committee/5-4-15

2 like Legislator Rhoads said, and someone is  
3 hurt, or if a tree dies or whatever, I think  
4 that's pretty important that we know within  
5 the next two weeks.

6 LEGISLATOR RHOADS: Madam  
7 Chairwoman, if Legislator Jacobs is finished  
8 with her question, if I may, I believe we do  
9 have the option to actually put that into,  
10 as a condition of the sale into the  
11 approval, so that our approval itself would  
12 be conditioned upon there being some sort of  
13 easement to allow us onto the property.

14 LEGISLATOR JACOBS: I would  
15 definitely agree with you. If that would be  
16 done, that would make it a much easier thing  
17 to pass.

18 CHAIRWOMAN SCHAEFER: Is that  
19 something that you normally do?

20 MR. WALSH: It's not always the  
21 situation we have, a lot that could be  
22 created that's land locked. And I'm not 100  
23 percent sure it is, but we can certainly  
24 speak to both owners to allow us to get  
25 access.

1 Rules Committee/5-4-15

2 CHAIRWOMAN SCHAEFER: If you can  
3 clarify that for us. I think it's a great  
4 suggestion to have that in the contract  
5 before we make any transfer.

6 LEGISLATOR RHOADS: This is all  
7 kind of based upon sort of my recollection  
8 of what we passed three years ago. Is there  
9 any chance, because I know for most of these  
10 properties there is at least some sort of  
11 photo of what we're dealing with on a map.  
12 Is it possible to get that to us in the next  
13 two weeks so that we can have it? Is it in  
14 the backup? Okay. Never mind.

15 MR. WALSH: We can create a GIS  
16 map for it certainly, send it. I think we  
17 did submit perhaps a tax map, and get a GIS  
18 as well.

19 CHAIRWOMAN SCHAEFER: Thank you.  
20 Legislator Ford, did you have a question?

21 LEGISLATOR FORD: I would just  
22 like to have clarification too on the  
23 property that's land locked.

24 Who will maintain it while you go  
25 through the process of trying to see if the

1 Rules Committee/5-4-15

2 residents will perhaps purchase it?

3 MR. SERANDIS: Technically, until  
4 the county is out of title, the county  
5 maintains the property. But like Kevin  
6 said, most of the times when we have these  
7 properties that are adjacent to people's  
8 houses, people are already using them and  
9 are cutting the lawns, cleaning the leaves,  
10 whatever maintenance is done.

11 Like I said, we have a 500 to  
12 1,000 pieces of these properties which we  
13 attempt to identify and sell on a regular  
14 basis so to alleviate those issues both from  
15 a standpoint of getting additional revenue  
16 for the county but also to eliminate some of  
17 the maintenance responsibilities falling on  
18 DPW or parks or other agencies of the  
19 county.

20 LEGISLATOR FORD: So then you  
21 will actually reach out to the residents who  
22 purchased the two other properties then?

23 MR. SERANDIS: Yes.

24 LEGISLATOR FORD: Thank you.

25 CHAIRWOMAN SCHAEFER: Any other

1 Rules Committee/5-4-15

2 comments from the legislators?

3 (No verbal response.)

4 Is there any public comment?

5 (No verbal response.)

6 All those in favor of this item

7 please signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 The item passes unanimously.

12 Next we have Clerk Item 158-15,

13 an ordinance making certain determinations

14 pursuant to the State Environmental Quality

15 Review Act and authorizing the County

16 Executive on behalf of the County of Nassau

17 to execute a release and relocation of an

18 easement for drainage purpose between the

19 County of Nassau and Vincent Dejana situated

20 in the Village of Lattingtown, Town of

21 Oyster Bay, County of Nassau, New York.

22 Motion, please.

23 LEGISLATOR DUNNE: So moved.

24 LEGISLATOR RHOADS: Second.

25 CHAIRWOMAN SCHAEFER: Moved by



1 Rules Committee/5-4-15

2 Legislator Dunne, seconded by Legislator  
3 Rhoads. This item is before us. Can you  
4 speak on this item as well?

5 MR. SERANDIS: Yes. Nicholas  
6 Serandis again, Deputy County Attorney.  
7 Basically this is a very large piece of  
8 property in Lattingtown which has a drainage  
9 issue, drainage that goes over several  
10 parcels. At some point it was determined by  
11 DPW and by the property owner that the  
12 drainage, because of the relocation of the  
13 streams and drainage system underneath, that  
14 the drainage was actually located on a  
15 different portion of the property than where  
16 the original easement was given.

17 So, after much study it was  
18 determined by engineers that instead of the  
19 easement being in the site where it is  
20 presently located, it would be relocated to  
21 the site where the actual drainage issues  
22 may exist, and therefore release part of the  
23 easement, release that part of the easement  
24 and be granted an easement over the other  
25 portion of the property, which has the

1 Rules Committee/5-4-15

2 drainage system which can be accessed by the  
3 Department of Public Works if that becomes  
4 necessary.

5 CHAIRWOMAN SCHAEFER: Any  
6 comments from the legislators?

7 LEGISLATOR RHOADS: Just one,  
8 Deputy County Attorney Serandis, what was  
9 OSPAC's recommendation on this?

10 MR. SERANDIS: It was a negative  
11 declaration, that it was proposed action --

12 LEGISLATOR RHOADS: I got it. I  
13 saw it in there.

14 MR. SERANDIS: You see it now?

15 LEGISLATOR RHOADS: Yes. Thank  
16 you.

17 CHAIRWOMAN SCHAEFER: Any other  
18 comments? Legislator Jacobs.

19 LEGISLATOR JACOBS: Nick, is  
20 there a reason why the Town of Oyster Bay --

21 MR. SERANDIS: Whose idea?

22 LEGISLATOR JACOBS: No. I'm  
23 asking you --

24 MR. SERANDIS: It's in the  
25 village of Lattingtown and basically we were

1 Rules Committee/5-4-15

2 approached by the property owner because he  
3 wants to build something over the area which  
4 is currently encumbered by the easement, so  
5 he wanted to move it and after much study it  
6 was determined that instead of flowing  
7 against the edge of the property as opposed  
8 to the middle of the property. And the town  
9 is not involved at all because it's not a  
10 town property or anything of that nature.

11 LEGISLATOR JACOBS: Can I ask you  
12 a question? There had to be a study with  
13 this, right? So, who did the study? Who  
14 knows if we move it if we're not creating  
15 flooding or whatever. I'm just wondering.

16 MR. SERANDIS: Right now, based  
17 upon the flow of the stream, which I gather  
18 had been in existence for many many years,  
19 that there is no need to access the place  
20 where the easement chose to be discontinued,  
21 but there will be a need to access, and  
22 basically the easement is really for access  
23 more than digging purposes so we have access  
24 in case there happens to be an issue that  
25 comes up.

1 Rules Committee/5-4-15

2 LEGISLATOR JACOBS: Does the  
3 village have anything to do with this; are  
4 they in agreement with what's going on or do  
5 they know about it?

6 MR. SERANDIS: Well, the easement  
7 agreement is going to be recorded and it  
8 will be -- it will have a different meets  
9 and bounds description of the easement that  
10 was -- originally the easement was like on  
11 an entire property. The easement flows like  
12 between four properties and the adjacent  
13 stream. So it meanders through many  
14 different properties. That was the request  
15 by the property owner.

16 LEGISLATOR JACOBS: I was just  
17 going to ask you that. So the property  
18 owner requested this?

19 MR. SERANDIS: Yes. The property  
20 owner requested that the easement be removed  
21 as to one area, and based upon the  
22 determination by DPW and our expert, that it  
23 was determined that we did have to maintain  
24 an easement over a different portion of the  
25 property.

1 Rules Committee/5-4-15

2 LEGISLATOR JACOBS: Okay. Thank  
3 you.

4 CHAIRWOMAN SCHAEFER: Any other  
5 comments from any other legislators?

6 (No verbal response.)

7 Is there any public discussion on  
8 this item?

9 (No verbal response.)

10 There being none, all those in  
11 favor of this item signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The item passes.

16 Our last item is Clerk Item  
17 161-15, an ordinance making certain  
18 determinations pursuant to the State  
19 Environmental Quality Review Act and  
20 authorizing the County Executive on behalf  
21 of the County of Nassau to accept on behalf  
22 of the County of Nassau an offer of purchase  
23 from Thomas Passalacqua and Kathlyn Daly of  
24 certain premises located in the Village of  
25 Malverne, County of Nassau, State of New

1 Rules Committee/5-4-15

2 York, said property known as Section 37,  
3 Block 213, Lots 1 and 2, on the Land and Tax  
4 Map of the County of Nassau and authorizing  
5 the County Executive to execute deeds,  
6 contracts of sale and all pertinent  
7 documents in connection therewith to  
8 consummate the sale.

9 Motion, please.

10 LEGISLATOR DUNNE: So moved.

11 LEGISLATOR RHOADS: Second.

12 CHAIRWOMAN SCHAEFER: Moved by  
13 Legislator Dunne, seconded by Legislator  
14 Rhoads.

15 MR. SERANDIS: This is another  
16 direct sale of property which was approved  
17 by OSPAC and Planning which is the property  
18 adjacent to the property owner who owned  
19 lots three and four and, again, and we  
20 identified it as county property. The  
21 gentleman submitted a proposal. The  
22 property owner submitted a proposal to try  
23 to get the property, it was appraised, and  
24 the value of the -- and as a result, we are  
25 trying to sell the property again to add it

1 Rules Committee/5-4-15  
2 to the tax roll, reduce the county's  
3 maintenance responsibilities and, unlike the  
4 other parcels, there is no issues as to land  
5 locked parcels, and there are no adjacent  
6 owners, the property being adjacent to the  
7 Long Island Railroad.

8 LEGISLATOR SCHAEFER: Any  
9 comments from the legislators on this item?

10 LEGISLATOR RHOADS: Just a  
11 question, Madam Chairwoman. With respect to  
12 OSPAC or the Planning Commission, were there  
13 any restrictions, any conditions on the  
14 approval?

15 MR. SERANDIS: I don't believe  
16 there was any restrictions on the property  
17 use, and, again, it doesn't create another  
18 buildable lot for the homeowner. The review  
19 of the environmental impact assessment form  
20 doesn't indicate there were any restrictions  
21 on the property.

22 CHAIRWOMAN SCHAEFER: Are other  
23 comments from the legislators?

24 (No verbal response.)

25 Is there any public discussion?

1 Rules Committee/5-4-15

2 (No verbal response.)

3 There being none, all those in  
4 favor of this item signify by saying aye.

5 (Aye.)

6 Any opposed?

7 (No verbal response.)

8 The item passes unanimously.

9 (Whereupon, the following are the  
10 minutes of the Health and Social Services  
11 Committee pertaining to Clerk Items 148,  
12 150, 151, 153, 156, 5-4-15.)

13 CHAIRWOMAN WALKER: We have five  
14 items on the agenda today. They are all  
15 annual appropriation ordinances in  
16 connection with the Health Department. So,  
17 if it's agreeable, we will call them  
18 together.

19 First is Clerk Item 148-15, which  
20 is an ordinance supplemental to the annual  
21 appropriation ordinance in connection with  
22 the Department of Health;

23 Clerk Item 150-15, an ordinance  
24 supplemental to the annual appropriation  
25 ordinance in connection with the Department



1 Rules Committee/5-4-15

2 of Health;

3 Clerk Item 151-15, an ordinance  
4 supplemental to the annual appropriation  
5 ordinance in connection with the Department  
6 of Health;

7 Clerk Item 153-15, an ordinance  
8 supplemental to the annual appropriation  
9 ordinance in connection with the Department  
10 of Health;

11 And Clerk Item 156-15, an  
12 ordinance supplemental to the annual  
13 appropriation ordinance in connection with  
14 the Department of Health;

15 May I have a motion, please?

16 LEGISLATOR BECKER: So moved.

17 LEGISLATOR SCHAEFER: Second.

18 CHAIRWOMAN WALKER: Moved by  
19 Legislator Becker, seconded by Legislator  
20 Schaefer. We have Ms. MaryEllen Lorraine  
21 who will speak on these items.

22 MS. LORRAINE: Good afternoon.  
23 MaryEllen Lorraine, Department of Health.  
24 Item 148-15 is a supplemental appropriation  
25 in the amount of \$1,611. This is for the

1 Rules Committee/5-4-15

2 Tuberculosis Public Health Campaign Grant.

3 This is an additional COLA award. Total  
4 funding after the COLA award is \$567,204.

5 This is 100 percent funded through New York  
6 State Department of Health and it's mission  
7 is to prevent the spread of Tuberculosis in  
8 Nassau County.

9 CHAIRWOMAN WALKER: Are there any  
10 questions or comments from the legislators?

11 (No verbal response.)

12 Any public comment?

13 (No verbal response.)

14 CHAIRWOMAN WALKER: Seeing none,  
15 Clerk Item 150-15.

16 MS. LORRAINE: Item 150-15 is a  
17 supplemental appropriation in the amount of  
18 \$145,955. This is for the Drinking Water  
19 Enhancement Program. This is also funded  
20 through New York State Department of Health  
21 and it's purpose is to protect and enhance  
22 the public water supply in Nassau County.

23 CHAIRWOMAN WALKER: Are there any  
24 questions or comments from the legislators?

25 (No verbal response.)

1 Rules Committee/5-4-15

2 Any public comment?

3 (No verbal response.)

4 CHAIRWOMAN WALKER: Seeing none,  
5 Clerk Item 151-15.

6 MS. LORRAINE: Item 151-15 is a  
7 supplemental appropriation in the amount of  
8 \$296,304. This is for the Adolescent  
9 Tobacco Use Prevention Act. This is New  
10 York State Department of Health funded and  
11 this enforces the selling of tobacco to  
12 minors under 18.

13 CHAIRWOMAN WALKER: Are there any  
14 questions or comments from the legislators?

15 (No verbal response.)

16 Any public comment?

17 (No verbal response.)

18 CHAIRWOMAN WALKER: Clerk Item  
19 153-15.

20 MS. LORRAINE: Item 153-15 is a  
21 supplemental appropriation in the amount of  
22 \$100,000. This is for the Ebola  
23 Preparedness and Response Activity Grant.  
24 This is 100 percent funded through New York  
25 State Department of Health as federal

1 Rules Committee/5-4-15  
2 pass-through monies from the Centers for  
3 Disease Control and Prevention and this will  
4 assist with local public health preparedness  
5 activities in the event of Ebola.

6 CHAIRWOMAN WALKER: Are there any  
7 questions or comments from the legislators?

8 (No verbal response.)

9 Any public comment?

10 (No verbal response.)

11 Seeing none, Clerk Item 156-16.

12 MS. LORRAINE: Item 156-15 is a  
13 supplemental appropriation in the amount of  
14 \$100,000. This is for the HIV Expanded  
15 Services Grant. This is also funded through  
16 New York State Department of Health and the  
17 purpose of this grant is to help facilitate  
18 those who are infected with HIV AIDS and may  
19 not be in treatment.

20 CHAIRWOMAN WALKER: Are there any  
21 questions or comments from the legislators?

22 (No verbal response.)

23 Any public comment?

24 (No verbal response.)

25 Seeing none, all those in favor

1 Rules Committee/5-4-15  
2 of Clerk Items 148-15, 150-15, 151-15,  
3 153-15, 156-16, signify by saying aye.

4 (Aye.)

5 Any opposed?

6 (No verbal response.)

7 It is unanimous and they will all  
8 move on to the Finance Committee.

9 (Whereupon, the following are the  
10 minutes of the Finance Committee pertaining  
11 to Clerk Items 141, 142, 143, 144, 145, 146,  
12 147, 155, 159, 160, 162-170, 173, 174, 177,  
13 178, 180, 188, 5-4-15.)

14 VICE CHAIRMAN MUSCARELLA: Next  
15 up I will call clerk item 141 of '15, 142 of  
16 '15, 143 of '15, 144 of '15, 145 of '15, 146  
17 of '15 and 147 of '15. Those are ordinances  
18 that are either transfer of appropriations  
19 or supplemental to the annual  
20 appropriations.

21 Motion, please.

22 LEGISLATOR KOPEL: So moved.

23 LEGISLATOR WALKER: Second.

24 VICE-CHAIRMAN MUSCARELLA: Motion  
25 by Mr. Kopel, seconded by Ms. Walker. Any

1 Rules Committee/5-4-15

2 discussion from the public or from  
3 legislators?

4 (No verbal response.)

5 Hearing none, all those in favor  
6 signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 Those items are reported.

11 Next up, how about I call item  
12 154 of '15 and 155 of '15?

13 LEGISLATOR KOPEL: So moved.

14 LEGISLATOR WALKER: Second.

15 VICE-CHAIRMAN MUSCARELLA: Moved  
16 by Legislator Kopel, seconded by Legislator  
17 Walker. Do we have any public comment? Let  
18 me just read these two:

19 Item 154 of '15 is an ordinance  
20 providing for a capital expenditure to  
21 finance the payment of certain payments by  
22 the County of Nassau to county employees  
23 based upon separation from employment  
24 authorizing \$35,199,757 of bonds of the  
25 County of Nassau to finance said expenditure

1 Rules Committee/5-4-15

2 and making certain determinations pursuant  
3 to SEQRA, pursuant to the Local Finance Law  
4 of New York and the County and Government  
5 Law of Nassau County.

6 Item 155 of '15 is a resolution  
7 providing for an issuance of a warrant  
8 directing the treasurer of the County of  
9 Nassau to pay the supervisors of the several  
10 towns and to the treasurers of the several  
11 villages and cities within the County of  
12 Nassau the sums as apportioned by the Nassau  
13 County Legislature based upon a report filed  
14 by the county treasurer and the county clerk  
15 showing deposits from the mortgage taxes for  
16 the quarter beginning January 1st of 2015 to  
17 March 31st, 2015 pursuant to the County  
18 Government Law of Nassau County and the  
19 Nassau County Administrative Code.

20 Do we have any questions or  
21 comments from the legislators?

22 (No verbal response.)

23 Is there any public comment?

24 (No verbal response.)

25 Hearing none, all those in favor

1 Rules Committee/5-4-15  
2 of those two items signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (Nay.)

6 So we have four to three.

7 Let's go back. I'm going to  
8 separate those two items. Let me call 154  
9 of '15 separately.

10 LEGISLATOR KOPEL: So moved.

11 LEGISLATOR WALKER: Second.

12 VICE-CHAIRMAN MUSCARELLA: Moved  
13 by Legislator Kopel, seconded by Legislator  
14 Walker. All those in favor of that item  
15 signify by saying aye.

16 (Aye.)

17 Any opposed?

18 (Nay.)

19 Item passes four to three.

20 Now I will call the Item 155 of  
21 '15.

22 LEGISLATOR KOPEL: So moved.

23 LEGISLATOR WALKER: Second.

24 VICE-CHAIRMAN MUSCARELLA: Motion  
25 by Mr. Kopel, seconded by Legislator Walker.



1 Rules Committee/5-4-15

2 All those in favor of 155 of '15 signify by  
3 saying aye.

4 (Aye.)

5 Any opposed?

6 (No verbal response.)

7 That vote is unanimous on Item  
8 155 of '15.

9 Next up, Items 159 of '15 and 160  
10 of '15. These are the transfer of  
11 appropriations made within the budget for  
12 the year 2015.

13 LEGISLATOR KOPEL: So moved.

14 LEGISLATOR WALKER: Second.

15 VICE-CHAIRMAN MUSCARELLA: Motion  
16 by Mr. Kopel, seconded by Ms. Walker. Do we  
17 have any discussion on these two items?

18 (No verbal response.)

19 Is there any public comment?

20 (No verbal response.)

21 Hearing none, all those in favor  
22 of Items 159 and 160 of '15 signify by  
23 saying aye.

24 (Aye.)

25 Those opposed?

1 Rules Committee/5-4-15

2 (No verbal response.)

3 Those items carry.

4 Next up in bulk, Items 162 of  
5 '15, 163 of '15, 164 of '15, 165 of '15. We  
6 will take those items. So that's Item 162  
7 through 165.

8 LEGISLATOR WALKER: So moved.

9 LEGISLATOR MACKENZIE: Second.

10 VICE-CHAIRMAN MUSCARELLA: Moved  
11 by Ms. Walker, seconded by Mr. MacKenzie.  
12 Those items are before us. Any discussion?

13 (No verbal response.)

14 Is there any public comment?

15 (No verbal response.)

16 Hearing none, all those in favor  
17 signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 Those items are carried.

22 Next up will be 170 of 2015.

23 LEGISLATOR KOPEL: So moved.

24 LEGISLATOR MACKENZIE: Second.

25 VICE-CHAIRMAN MUSCARELLA: Moved

1 Rules Committee/5-4-15  
2 by Mr. Kopel, seconded by Mr. MacKenzie.  
3 That's a resolution adopting the  
4 comprehensive investment policy of the  
5 county in accordance with Section 39 of the  
6 General Municipal Law of the State of New  
7 York.

8 LEGISLATOR KOPEL: So moved.

9 LEGISLATOR MACKENZIE: Second.

10 VICE-CHAIRMAN MUSCARELLA: Motion  
11 by Mr. Kopel, seconded by Mr. MacKenzie.  
12 Any discussion on this matter?

13 (No verbal response.)

14 Is there any public comment?

15 (No verbal response.)

16 Hearing none, all those in favor  
17 signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 That item carries unanimously.

22 Items 173 and 174 of 2015.

23 LEGISLATOR WALKER: So moved.

24 LEGISLATOR KOPEL: Second.

25 VICE-CHAIRMAN MUSCARELLA: Moved

1 Rules Committee/5-4-15  
2 by Ms. Walker, seconded by Mr. Kopel. These  
3 are resolutions authorizing the funding of  
4 the employee benefit accrued liability  
5 reserve fund from monies in the police  
6 headquarters fund and police district fund.

7 Any discussion?

8 (No verbal response.)

9 Is there any public comment?

10 (No verbal response.)

11 Hearing none, all those in favor  
12 of those two items signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 Those items are carried.

17 Items 177 of '15 and 178 of '15  
18 are resolutions to authorize the transfer of  
19 appropriations heretofore made within the  
20 budget for the year 2015.

21 LEGISLATOR KOPEL: So moved.

22 LEGISLATOR MACKENZIE: Second.

23 VICE-CHAIRMAN MUSCARELLA: Motion  
24 by Mr. Kopel, seconded by Mr. MacKenzie.

25 Any discussion?

1 Rules Committee/5-4-15

2 (No verbal response.)

3 Is there any public comment?

4 (No verbal response.)

5 There being none, all those in  
6 favor signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 Those items carried.

11 Next Items 180 of 2015, 188 of  
12 2015, and 189 of 2015.

13 LEGISLATOR KOPEL: So moved.

14 LEGISLATOR WALKER: Second.

15 VICE-CHAIRMAN MUSCARELLA: Motion  
16 by Mr. Kopel, seconded by Ms. Walker. Those  
17 items are before us. They have to do with a  
18 grant agreement on behalf of the Department  
19 of Parks, Recreation and Museums, and an  
20 ordinance to amend Ordinance 28 of 2014  
21 adopting a capital budget for the year 2014  
22 for the county corresponding to the first  
23 year of a four year capital plan, and a bond  
24 ordinance providing for capital expenditure.  
25 What we're going to do is

1 Rules Committee/5-4-15  
2 separate this out. We're going to take  
3 items 180 and 188.

4 LEGISLATOR KOPEL: So moved.

5 LEGISLATOR WALKER: Second.

6 VICE-CHAIRMAN MUSCARELLA: Motion  
7 by Mr. Kopel, seconded by Ms. Walker. Those  
8 two items are before us. Any discussion?

9 (No verbal response.)

10 All those in favor of those two  
11 items signify by saying aye.

12 (Aye.)

13 Those opposed?

14 (No verbal response.)

15 Those items carry unanimously.

16 Now we will take item 189 of  
17 2015, which is a bond ordinance for a  
18 capital expenditure to finance capital  
19 projects identified herein within the County  
20 of Nassau and authorizing \$10,987,649 worth  
21 of bonds of the County of Nassau to finance  
22 such expenditure pursuant to the Local  
23 Finance Law of New York and the Government  
24 Law of Nassau County.

25 LEGISLATOR WALKER: So moved.

1 Rules Committee/5-4-15

2 LEGISLATOR MACKENZIE: Second.

3 VICE-CHAIRMAN MUSCARELLA: Motion

4 by Ms. Walker, seconded by Mr. MacKenzie.

5 That item is before us. Any discussion?

6 (No verbal response.)

7 Is there any public comment?

8 (No verbal response.)

9 All those in favor signify by  
10 saying aye.

11 (Aye.)

12 Any opposed?

13 (Nay.)

14 That item carries four to three.

15 I think we have completed the  
16 regular agenda but we do have an addendum.

17 LEGISLATOR KOPEL: Motion.

18 VICE-CHAIRMAN MUSCARELLA: At

19 this time Mr. Kopel moves to suspend the  
20 rules.

21 LEGISLATOR WALKER: Second.

22 VICE-CHAIRMAN MUSCARELLA:

23 Seconded by Ms. Walker. All those in favor  
24 of suspending the rules, signify by saying  
25 aye.

1 Rules Committee/5-4-15

2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The rules are suspended.

6 I'm going to call these together  
7 also, Items 171 and 172 of 2015. I will  
8 read those. A resolution requesting the  
9 Legislature of the State of New York to  
10 enact and the Governor to approve a local  
11 law amending Title 24 of the miscellaneous  
12 laws of Nassau County in relation to  
13 extending the Hotel Motel Occupancy Tax;

14 And Item 172 is a resolution  
15 requesting the Legislature the State of New  
16 York to enact and the Governor to approve a  
17 local law amending law 18-1984 as last  
18 amended by local law 8-2011 and local law  
19 9-2011, and as incorporated in Chapter 4 of  
20 Title 9 and the miscellaneous laws of Nassau  
21 County in relation to imposing additional  
22 rates of sales and compensating use taxes  
23 authorized by Section 1210 of the tax law  
24 and continuing a local government assistance  
25 program authorized by Section 1262E of the



1 Rules Committee/5-4-15

2 law.

3 LEGISLATOR KOPEL: So moved.

4 LEGISLATOR WALKER: Second.

5 VICE-CHAIRMAN MUSCARELLA: Moved  
6 by Mr. Kopel, seconded by Ms. Walker. The  
7 item is before us. Any discussion? We will  
8 now call those separately. Item 171 of  
9 2015. Motion?

10 LEGISLATOR KOPEL: So moved.

11 LEGISLATOR WALKER: Second.

12 VICE-CHAIRMAN MUSCARELLA: Motion  
13 by Mr. Kopel, seconded by Ms. Walker. That  
14 item is before us. Any discussion?

15 (No verbal response.)

16 Is there any public comment?

17 (No verbal response.)

18 All those in favor please say

19 aye.

20 (Aye.)

21 Those opposed?

22 (No verbal response.)

23 That item carries.

24 Next up, 172 of 2015.

25 LEGISLATOR KOPEL: So moved.

1 Rules Committee/5-4-15

2 LEGISLATOR WALKER: Second.

3 VICE-CHAIRMAN MUSCARELLA: Mr.

4 Kopel makes a motion, Ms. Walker seconds it.

5 That item is before us. Discussion? Any

6 questions?

7 (No verbal response.)

8 Is there any public comment?

9 (No verbal response.)

10 All those in favor signify by

11 saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 (Whereupon, the following is the

16 continuation of the minutes of the Rules

17 Committee, 5-4-15.)

18 Motion, please.

19 LEGISLATOR KOPEL: So moved.

20 LEGISLATOR DUNNE: Second.

21 CHAIRWOMAN GONSALVES: Moved by

22 Legislator Kopel, seconded by Legislator

23 Dunne. All those in favor signify by saying

24 aye.

25 (Aye.)

1 Rules Committee/5-4-15

2 Any opposed?

3 (No verbal response.)

4 The items pass unanimously.

5 Now we are going back to the  
6 non-consent. Item 137 a resolution to  
7 confirm the County Executive's appointment  
8 of Donald Reisfeld to the Taxi and Limousine  
9 Board pursuant to the Nassau County Charter  
10 Section 203 and Article 21B, Section 2160B.

11 Related to that one would be 138,  
12 a resolution to confirm the County  
13 Executive's appointment of Peter Blasucci to  
14 the Taxi and Limousine Board pursuant to  
15 Nassau County Charter Section 203, Article  
16 21B, Section 2160B.

17 Motion, please.

18 LEGISLATOR KOPEL: So moved.

19 LEGISLATOR DUNNE: Second.

20 CHAIRWOMAN GONSALVES: Moved by  
21 Legislator Kopel, seconded by Legislator  
22 Dunne. Any questions or comments regarding  
23 those two items?

24 (No verbal response.)

25 Is there any public comment?

1 Rules Committee/5-4-15

2 (No verbal response.)

3 There being none, all those in  
4 favor signify by saying aye.

5 (Aye.)

6 Any opposed?

7 (No verbal response.)

8 The items pass unanimously.

9 Item 139, a resolution to accept  
10 a gift offered by a donor to the Nassau  
11 County Police Department Firearms Range.

12 Motion, please.

13 LEGISLATOR DUNNE: So moved.

14 LEGISLATOR KOPEL: Second.

15 CHAIRWOMAN GONSALVES: Moved by  
16 Legislator Dunne, seconded by Legislator  
17 Kopel. We have the sergeant here.

18 SERGEANT STEPHANOFF: Good  
19 afternoon, Sergeant Greg Stephanoff.

20 This item is to accept a gift  
21 from the Nassau County Police Department  
22 Foundation for \$404,000 worth of headsets  
23 and sound equipment for the Nassau County  
24 Pistol Range. The headsets will be used for  
25 the range personnel to communicate with each

1 Rules Committee/5-4-15

2 other while there is live firing going on so  
3 they can maintain safety at the range with  
4 the live firing.

5 CHAIRWOMAN GONSALVES: Any  
6 questions of the sergeant?

7 (No verbal response.)

8 Is there any public comment?

9 (No verbal response.)

10 There being none, all those in  
11 favor signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The item passes unanimously.

16 The next item is Item 152, a  
17 resolution to confirm the County Executive's  
18 appointment of Steven Berry to the Taxi and  
19 Limousine Board pursuant to the Nassau  
20 County Charter Section 203 and Article 21B,  
21 Section 2160B.

22 Motion, please.

23 LEGISLATOR DUNNE: So moved.

24 LEGISLATOR KOPEL: Second.

25 CHAIRWOMAN GONSALVES: Moved by

1 Rules Committee/5-4-15

2 Legislator Dunne, seconded by Legislator  
3 Kopel. Any questions, comments regarding  
4 this item?

5 (No verbal response.)

6 Is there any public comment?

7 (No verbal response.)

8 There being none, all those in  
9 favor signify by saying aye.

10 (Aye.)

11 Any opposed?

12 (No verbal response.)

13 The item passes unanimously.

14 The next item is 154, an  
15 ordinance providing for a capital  
16 expenditure to finance the payment of  
17 certain payments by the County of Nassau to  
18 county employees upon separation from  
19 employment authorizing \$35,199,757 of bonds  
20 of the County of Nassau to finance said  
21 expenditure and making certain  
22 determinations pursuant to the State  
23 Environmental Quality Review Act pursuant to  
24 the Local Finance Law of New York and the  
25 County Government Law of Nassau County.

1 Rules Committee/5-4-15

2 Motion, please.

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR KOPEL: Second.

5 CHAIRWOMAN GONSALVES: Moved by  
6 Legislator Dunne, seconded by Legislator  
7 Kopel. Any questions or comments regarding  
8 this item? (No verbal response.)

9 Is there any public comment?

10 (No verbal response.)

11 There being none, all those in  
12 favor of 154 signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (Nay.)

16 The item passes four to three.

17 Next is 166, a resolution to  
18 accept a gift offered by a donor to the  
19 Nassau County Police Department.

20 Motion, please.

21 LEGISLATOR DUNNE: So moved.

22 LEGISLATOR KOPEL: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Dunne, seconded by Legislator  
25 Kopel. Okay, sergeant, tell us what it is.

1 Rules Committee/5-4-15

2 SERGEANT STEPHANOFF: This item  
3 is to allow a donation from the BWD Group in  
4 Plainview for furniture at about \$2,500 to  
5 the Nassau County Police Department. Are  
6 there any questions or comments for the  
7 sergeant?

8 (No verbal response.)

9 Is there any public comment?

10 (No verbal response.)

11 There being none, all those in  
12 favor of 166 signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 The item passes unanimously.

17 Next item is Item 175, a  
18 resolution to confirm the County Executive's  
19 appointment of Gregory W. Carman, Junior to  
20 the Assessment Review Commission.

21 Motion, please.

22 LEGISLATOR RHOADS: So moved.

23 LEGISLATOR KOPEL: Second.

24 CHAIRWOMAN GONSALVES: Moved by  
25 Legislator Rhoads, seconded by Legislator



1 Rules Committee/5-4-15

2 Kopel. Any questions or comments regarding  
3 this item?

4 (No verbal response.)

5 Is there any public comment?

6 (No verbal response.)

7 There being none, all those in  
8 favor of Item 175 signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (No verbal response.)

12 The item passes unanimously.

13 I think we have 181. With the  
14 permission of the minority, can we call  
15 Items 181, they are all IMAs, through 187.  
16 Is that okay? 181, 182. 181, an IMA with  
17 the Village of Island Park;

18 Item 182, an IMA with the Village  
19 of Island Park;

20 183 is an IMA with the Village of  
21 Kings Point;

22 184 is an IMA with Hicksville  
23 Fire Department;

24 Item 185 is an IMA with the  
25 Village of East Rockaway;

1 Rules Committee/5-4-15

2 Item 186 is an IMA with the  
3 Oceanside Fire District;

4 Item 187 is an IMA with the Town  
5 of Oyster Bay in relation to a project to  
6 purchase telemetry equipment;

7 190, an IMA I believe with the  
8 Town of Hempstead with relation to provide  
9 lifeguard services;

10 191, I believe it's an IMA with  
11 the Town of Hempstead in relation to a  
12 project to restore the rehabilitated Town of  
13 Hempstead Point Lookout special park  
14 district property.

15 Motion, please.

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR KOPEL: Second.

18 CHAIRWOMAN GONSALVES: Moved by  
19 Legislator Dunne, seconded by Legislator  
20 Kopel. Any questions, comments on those  
21 items?

22 (No verbal response.)

23 Is there any public comment?

24 (No verbal response.)

25 There being none, all those in

1 Rules Committee/5-4-15

2 favor signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 I did not call 189 which is a  
7 bond ordinance providing for a capital  
8 expenditure to finance the capital projects  
9 identified herein within the County of  
10 Nassau and authorizing \$10,987,649 of bonds  
11 of the County of Nassau to finance such  
12 expenditure pursuant to the Local Finance  
13 Law of New York and the County Government  
14 Law of Nassau County.

15 Motion, please.

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR KOPEL: Second.

18 CHAIRWOMAN GONSALVES: Moved by  
19 Legislator Dunne, seconded by Legislator  
20 Kopel. Any questions, comments, or public  
21 comment?

22 (No verbal response.)

23 There being none, all those in  
24 favor of 189 signify by saying aye.

25 (Aye.)

1 Rules Committee/5-4-15

2 Any opposed?

3 (Nay.)

4 The item passes four to three.

5 There is one more item, 193, a  
6 resolution consenting to the acquisition and  
7 use by the Locust Valley Cemetery  
8 Association, Inc. Of certain land for  
9 cemetery purposes.

10 Motion, please.

11 LEGISLATOR DUNNE: So moved.

12 LEGISLATOR KOPEL: Second.

13 CHAIRWOMAN GONSALVES: Moved by  
14 Legislator Dunne, seconded by Legislator  
15 Kopel. Any questions, comments?

16 (No verbal response.)

17 Is there any public comment?

18 (No verbal response.)

19 There being none, all those in  
20 favor of Item 193 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The item passes unanimously. Is  
25 there anybody here for that contract we

1 Rules Committee/5-4-15

2 tabled?

3 (No verbal response.)

4 Then it will stay tabled. Thank  
5 you. Motion to adjourn.

6 LEGISLATOR DUNNE: So moved.

7 LEGISLATOR KOPEL: Second.

8 CHAIRWOMAN GONSALVES: Moved by  
9 Legislator Dunne, seconded by Legislator  
10 Kopel. All those in favor signify by saying  
11 aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 I'm sure everybody wants to go  
16 home.

17 (Whereupon, the Rules Committee  
18 adjourned at 4:34 p.m.)

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C E R T I F I C A T E

I, FRANK GRAY, a Shorthand Reporter and  
Notary Public in and for the State of New  
York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 18th day of May, 2015.

-----  
FRANK GRAY